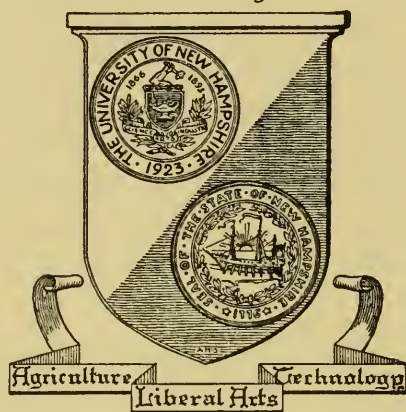




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LAWS

OF THE

STATE OF NEW HAMPSHIRE,

PASSED JANUARY SESSION, 1897.

LEGISLATURE CONVENED JANUARY 6, ADJOURNED MARCH 26, 1897.



MANCHESTER:

ARTHUR E. CLARKE, PUBLIC PRINTER.

1897.

STATE OFFICERS.

GEORGE A. RAMSDELL, *Governor.*
EZRA S. STEARNS, *Secretary of State.*
SAMUEL H. STEARNS, *Deputy Secretary of State.*
SOLOMON A. CARTER, *State Treasurer.*
HIRAM F. GERRISH, *Deputy State Treasurer.*
ARTHUR E. CLARKE, *Public Printer.*
CHESTER B. JORDAN, *President of the Senate.*
JAMES F. BRIGGS, *Speaker of the House.*
WILLIAM R. JARVIS, *Clerk of the Senate.*
ELIPHALET F. PHILBRICK, *Clerk of the House.*
AUGUSTUS D. AYLING, *Adjutant General.*
CHARLES E. COX, *Warden of State Prison.*
JOHN C. LINEHAN, *Insurance Commissioner.*
ALPHEUS W. BAKER, }
JOHN HATCH, } *Bank Commissioners.*
THOMAS J. WALKER, }
HENRY M. PUTNEY, }
JOSIAH G. BELLOWS, } *Railroad Commissioners.*
E. B. S. SANBORN, }
FRED GOWING, *Superintendent of Public Instruction.*
JULIAN F. TRASK, *Commissioner of Labor.*
CHARLES A. DOLE, *Secretary of Board of Equalization.*
NAHUM J. BACHELDER, *Secretary of Board of Agriculture.*
IRVING A. WATSON, *Secretary of Board of Health.*
ARTHUR H. CHASE, *Librarian.*

SUPREME COURT.

ALONZO P. CARPENTER, *Chief Justice.*
LEWIS W. CLARK, }
ISAAC N. BLODGETT, }
WILLIAM M. CHASE, } *Associate Justices.*
ROBERT M. WALLACE, }
FRANK N. PARSONS, }
ROBERT G. PIKE, }
EDWIN G. EASTMAN, *Attorney-General.*
CHARLES B. HIBBARD, *Law Reporter.*

LAWS

OF THE

STATE OF NEW HAMPSHIRE,

PASSED JANUARY SESSION, 1897.

CHAPTER 1.

AN ACT PROTECTING CERTAIN GAME BIRDS.

SECTION

1. Taking of pheasants, etc., before Sept. 15, 1901, prohibited ; punishment.

SECTION

2. Taking after Sept. 15, 1901, regulated ; punishment for violation.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. If any person shall, between the date of the passage of this act and the fifteenth day of September, A. D. nineteen hundred and one, take or destroy any pheasant, black game, sharp-tail grouse, or capercaillie, or shall molest or remove from the nest any of the eggs of said birds, he shall be fined twenty dollars, or be imprisoned not exceeding sixty days, or both, for each offense.

Taking of pheasants, etc., before Sept. 15, 1901, prohibited ; punishment.

SECT. 2. After the fifteenth day of September, A. D. nineteen hundred and one, if any person shall take or destroy any pheas-

Taking after Sept. 15, 1901, regulated ; punishment.

ishment for violation.

ant, black game, sharp-tail grouse, or capercaillie, except between the fifteenth day of September and the thirty-first day of December of any year, both days inclusive, and then only for consumption within the state, or shall at any time hunt, capture, or destroy any of the above-mentioned birds, in any other manner, or by any other means, than by the use of firearms, or shall at any time molest or remove from the nest any of the eggs of said birds, he shall be fined twenty dollars, or be imprisoned not exceeding sixty days, or both, for each offense.

[Approved January 26, 1897.]

CHAPTER 2.

AN ACT TO AMEND PUBLIC STATUTES, CHAPTER 160, SECTION 29,
WITH REFERENCE TO THE TERM OF OFFICE OF RAILROAD POLICE
OFFICERS.

SECTION 1. Railroad police officers to hold till appointment revoked.

Railroad police
officers to hold
till appointment
revoked.

*Be it enacted by the Senate and House of Representatives in General
Court convened:*

SECTION 1. Section 29, Public Statutes, chapter 160, is hereby amended by striking out the following words in the last three lines of said section, namely, "Such police officers shall hold office during the pleasure of the selectmen, or mayor and aldermen, unless their powers shall be terminated as hereinafter provided"; and substituting in place thereof the following words, namely, "Police officers so appointed (whether before or after the passage of this act) shall hold office until such appointment shall be revoked by said selectmen, or mayor and aldermen, or their successors in office, unless their powers shall be terminated as hereinafter provided"; so that said section as amended shall read as follows: "Sect. 29. The selectmen of a town, or the mayor and aldermen of a city, may, upon petition of a railroad corporation having a passenger station within the limits of such town or city, appoint as many of the employees of such corporation as they may deem proper, police officers, to act as railroad police, for the purposes and with the powers herein set forth. Police officers so appointed (whether before or after the passage of this act) shall hold office until such appointment shall be revoked by said selectmen, or mayor and aldermen, or their successors in office, unless their powers shall be terminated as hereinafter provided."

[Approved January 28, 1897.]

CHAPTER 3.

AN ACT TO REPEAL CHAPTER 28 OF THE LAWS OF 1893, PROVIDING
FOR A BOUNTY ON HAWKS.

SECTION

1. Bounty on hawks repealed.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened:*SECTION 1. That chapter 28 of the Laws of 1893 be and the same is hereby repealed. Bounty on
hawks repealed.

SECT. 2. This act shall take effect upon its passage.

[Approved January 28, 1897.] Takes effect on
passage.

CHAPTER 4.

AN ACT IN AMENDMENT OF SECTION 12 OF CHAPTER 141 OF THE PUB-
LIC STATUTES, RELATING TO LIENS OF MECHANICS AND OTHERS.

SECTION

1. Lien for sawing lumber.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened:*SECTION 1. That section 12 of chapter 141 of the Public Stat- Lien for sawing
lumber.
utes be and hereby is amended by inserting after the word
"teams," in the first line of said section, the words "or machin-
ery," and by inserting after the word "hauling," in the third
line of said section, the word "sawing," so that said section, when
so amended, shall read as follows: viz., "Sect. 12. If a person
shall, by himself or others, or by teams or machinery, perform
labor or furnish supplies to the amount of fifteen dollars or more
toward rafting, driving, cutting, hauling, sawing, or drawing
wood, bark, lumber, or logs, or toward cooking or hauling sup-
plies in aid of such labor, by virtue of a contract with the owner
of the wood, bark, lumber, or logs, he shall have a lien thereon
for such labor or supplies."

SECT. 2. This act shall take effect upon its passage.

[Approved February 2, 1897.] Takes effect on
passage.

CHAPTER 5.

AN ACT AMENDING CERTAIN OF THE PUBLIC STATUTES RELATING TO
FISH AND GAME.

SECTION 1. Amendment of fish and game laws ; repealing clause ; act takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Amendment of fish and game laws ; repealing clause ; act takes effect on passage.
[See Laws 1895, c. 102, for other amendments to the Public Statutes which have been incorporated into the amended forms of certain sections as given in this act.]

SECTION 1. That section 1, chapter 131 of the Public Statutes, be amended by striking out the word "November" in the third line and substituting therefor the word "December," so that when amended said section shall read as follows : "Section 1. If any person shall, at any time, except between the fifteenth day of September and the fifteenth day of December following, hunt, kill, destroy, or capture any moose, caribou, or wild deer, or shall at any time hunt, kill, capture or destroy any of the above named animals with dogs, he shall be fined fifty dollars for every such animal so hunted, killed, destroyed, or captured, or be imprisoned six months, or both. The fish commissioners, their deputies, or any regularly appointed game warden, may summarily dispose of any dog found pursuing or harassing any of the animals protected by this section."

And be it further enacted, That section 3, chapter 131, be amended by striking out the word "first" in the second line, and substituting therefor the word "fifteenth," so that when amended said section shall read as follows : "Sect. 3. If any person shall, between the first day of January and the fifteenth day of September, in any year, take or kill any gray squirrel or raccoon, he shall be fined five dollars for each animal so taken or killed, or be imprisoned not exceeding thirty days, or both."

And be it further enacted, That section 4, chapter 131, be amended by striking out the word "first" in the third line, and substituting therefor the word "fifteenth," so that when amended said section shall read as follows : "Sect. 4. If any person shall kill any hares, rabbits, or muskrats, between the first day of April and the fifteenth day of September, in any year, he shall be fined five dollars for each animal killed, or be imprisoned not exceeding thirty days, or both."

That section 5, chapter 131, be and is hereby repealed.

And be it further enacted, That section 2, chapter 132 of the Public Statutes, be amended by adding thereto after the word "duck" in the fourth line the words "except sheldrake," so that when amended said section shall read as follows : "Sect. 2. If any person shall, between the first day of February and the first day of August of any year, take or destroy any plover, yellow-legs, sandpiper, duck (except sheldrake), or rail, or shall, between the first day of January and the fifteenth day of Septem-

ber of any year, take or destroy any woodcock, ruffed grouse, partridge, or quail, or shall within the respective times aforesaid sell, buy, or have in possession any of such birds, he shall be fined ten dollars for each bird so taken or destroyed, bought, sold, or had in possession, or be imprisoned not exceeding sixty days, or both."

And be it further enacted, That section 9, chapter 132, be amended by the addition thereto after the word "chapter" in the first line the words "except section 2," so that when amended said section shall read as follows: "Sect. 9. The provisions of this chapter, except section 2, shall not apply to the collecting of specimens for the cabinet of any educational institution by the curator thereof, or by or under his direction."

And be it further enacted, That section 4, chapter 133, be amended by the addition thereto, after the word "trout" in the tenth line, of the following words: "and landlocked salmon when they inhabit the same waters as lake trout;" and after the word "April" in the eleventh line the following words: "and except that square-tail trout may be taken in the usual manner prescribed in this chapter, from the lakes and ponds in Carroll, Grafton, and Coos counties during the first fourteen days of September," so that when amended said section shall read as follows: "Sect. 4. If any person shall take, kill, or have in his possession, from any of the waters of this state, any young salmon, known as parr, smelt, or grilse, at any time, or any landlocked or fresh-water salmon, between the thirtieth day of September in any one year and the fifteenth day of April next following, or any lake trout, brook or speckled trout, from the first day of September to the first day of May next following, except lake trout and landlocked salmon when they inhabit the same waters as lake trout, taken with single hooks and lines during the months of January, February, March, and April, and except that square-tail trout may be taken in the usual manner prescribed in this chapter, from the lakes and ponds in Carroll, Grafton, and Coos counties during the first fourteen days of September, he shall be fined not more than fifty dollars for each fish so taken or had in his possession, or be imprisoned not more than six months, or both."

That chapter 130 of the Public Statutes be amended by the addition of the following section: "Sect. 16. They shall have power, whenever such action shall be approved by the governor and council, to place and keep in position such screens in any of the public waters of the state as they may deem necessary for the public good; provided said screen shall not intercept the flow of water or the passage of lumber or logs in said waters."

All acts or parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

[Approved February 9, 1897.]

CHAPTER 6.

AN ACT TO AUTHORIZE TOWNS AND CITIES TO ACT AS TRUSTEES OF
CEMETERY FUNDS IN CERTAIN CASES.

SECTION

1. Town may be appointed to fill a vacancy in trusteeship of cemetery funds ; bond not required.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Town may be appointed to fill vacancy in trusteeship of cemetery funds ; bond not required.

SECTION 1. That whenever a vacancy shall occur in the trusteeship of any funds held for the care and improvement of any cemetery or lot therein, the probate court having jurisdiction over such fund is hereby authorized to appoint the town or city in which such cemetery or cemetery lot is located a trustee to fill such vacancy, and any town or city so appointed shall have all the powers and be subject to all the duties of the original trustee ; *provided*, that said town or city shall not be required to give bonds.

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.
[Approved February 9, 1897.]

CHAPTER 7.

AN ACT IN AMENDMENT OF CHAPTER 14 OF THE LAWS OF 1893, RELATING TO THE SETTLEMENT OF ESTATES BY EXECUTORS, ADMINISTRATORS, AND ASSIGNEES.

SECTION

1. Trustees and assignees in insolvency may be ordered to pay unclaimed money to state treasurer to hold for person entitled.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Trustees and assignees in insolvency may be ordered to pay unclaimed money to state treasurer to hold for person entitled.

SECTION 1. Section 1 of chapter 14 of the laws of 1893 is hereby amended by striking out the word "or" between the words "administrator" and "executor," in the second line of said section, and inserting after the word "executor," in said second line of said section, the words "trustee, or assignee in insolvency," and by inserting after the word "legatee," in the fourth line of said section, the words "beneficiary, creditor," and by striking out the word "or" after the word "administrator," in the sixth line

of said section, and inserting after the word "executor," in said sixth line, the words "trustee, or assignee in insolvency," and by striking out the word "or" before the word "executor," in the last line of said section, and inserting after the said word "executor" the words "trustee, or assignee in insolvency," so that said section as amended shall read as follows: viz., "Section 1. Whenever upon a decree of distribution or the settlement of the account of an administrator, executor, trustee, or assignee in insolvency, there shall be in his hands any sum of money belonging to any heir, legatee, beneficiary, creditor, or other person whose place of residence is unknown and who cannot be found, the probate court, upon petition of such administrator, executor, trustee, or assignee in insolvency, when satisfied that due diligence has been used to find the person entitled to such sum, may decree that the same be paid over to the state treasurer, and such payment shall be a discharge to said administrator, executor, trustee, or assignee in insolvency."

SECT. 2. This act shall take effect upon its passage.

[Approved February 9, 1897.]

Takes effect on passage.

CHAPTER 8.

AN ACT IN AMENDMENT OF CHAPTER 183 OF THE PUBLIC STATUTES, RELATING TO REGISTERS OF PROBATE.

Amendment of provision for residence of register of probate.

Be it enacted by the Senate and House of Representatives in General Court convened:

That section 1 of chapter 183 of the Public Statutes is hereby amended by inserting after the word "kept," in the second line thereof, the words "or employ a competent clerk who shall dwell in said town, one of whom shall be present at the probate office on all days when that office shall be required to be kept open"; also by inserting after the word "town" and before the word "after," in the third line, the words "or neglect to employ a clerk as aforesaid"; so that the said section shall read as follows: "Section 1. The register of probate shall dwell in the town in which the probate records are required to be kept, or employ a competent clerk who shall dwell in said town, one of whom shall be present at the probate office on all days when that office shall be required to be kept open. If a register shall dwell in any other town or neglect to employ a clerk as aforesaid, after the expiration of thirty days from the time of his qualifying as register, the office shall be vacant."

Amendment of provision for residence of register of probate.

[Approved Feb 16, 1897.]

CHAPTER 9.

AN ACT IN AMENDMENT OF CHAPTER 202, PUBLIC STATUTES, RELATING TO DAYS OF GRACE AND THE PAYMENT OF PROMISSORY NOTES.

SECTION

1. Days of grace abolished.
2. Notes, etc., due Sunday or holiday to be payable next business day.

SECTION

3. Repealing clause ; act takes effect Jan. 1, 1898.

Be it enacted by the Senate and House of Representatives in General Court convened :

Days of grace abolished.

SECTION 1. On all notes, drafts (except sight drafts), checks, acceptances, bills of exchange, bonds, or other evidences of indebtedness made, drawn, or accepted by any person or corporation after this act shall take effect, and in which there is no expressed stipulation to the contrary, no grace, according to the custom of merchants, shall be allowed, but the same shall be due and payable as therein expressed, without grace.

Notes, etc., due Sunday or holiday to be payable next business day.

SECT. 2. All promissory notes, checks, drafts, or bills of exchange which fall due on Sunday or any legal holiday shall be payable and presentable for payment on the secular or business day next succeeding such Sunday or holiday.

Repealing clause ; act takes effect Jan. 1, 1898.

SECT. 3. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect on the first day of January in the year eighteen hundred and ninety-eight.

[Approved February 16, 1897.]

CHAPTER 10.

AN ACT PROTECTING MOOSE, CARIBOU, AND DEER, AND PROVIDING FOR THE DISPOSITION OF FISH AND GAME CAPTURED OR TAKEN FROM PERSONS WHO HAVE ILLEGALLY TAKEN THE SAME.

SECTION

1. Taking of moose or caribou before Sept. 15, 1901, prohibited ; taking of deer regulated ; punishment.

SECTION

2. Illegally taken fish and game to be confiscated.
3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened.

Taking of moose or caribou before Sept. 15, 1901, prohibited ; taking of deer regulated ; punishment.

SECTION 1. If any person shall, between the date of the passage of this act and the fifteenth day of September, A. D. nineteen hundred and one, capture or destroy any moose or caribou within the limits of this state, or shall, within the respective dates aforesaid, capture or destroy any wild deer, except in the

counties of Carroll and Coos, and the western judicial district of the county of Grafton, and the eastern judicial district of said county, excepting the towns of Dorchester and Wentworth, he shall be fined one hundred dollars, or be imprisoned not exceeding three months, or both, for each offense, and whoever shall, at any time, capture or destroy any deer by means of, or by the use of a jack, so called, or by trapping or snaring the same, shall be punished by a fine of fifty dollars, or be imprisoned not exceeding sixty days, or both, for each animal so captured or destroyed.

SECT. 2. All fish and game found in the possession of any person or persons who have illegally taken the same shall be confiscated by the fish and game commissioners and sold by them or under their direction to the best advantage, and the proceeds of such sale added to the detective fund in the state treasury.

Illegally taken fish and game to be confiscated.

SECT. 3. This act shall take effect from and after its passage.
[Approved February 16, 1897.]

Takes effect on passage.

CHAPTER 11.

AN ACT CREATING A SANITARY DISTRICT IN THE TOWN OF NEWBURY.

SECTION

- 1. How district is to be established.
- 2. Sanitary inspector.

SECTION

- 3. Takes effect on passage ; repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Upon petition of ten or more of the taxpayers of that part of the town of Newbury commonly known as Blodgett's Landing, the selectmen of the said town of Newbury shall fix, by suitable boundaries, a district including that part of said town known as Blodgett's Landing as a sanitary district. They shall cause a record of the petition and their doings thereon to be recorded in the records of the said town of Newbury.

How district to be established.

SECT. 2. The selectmen of said town shall appoint some taxpayer of said Blodgett's Landing to act as sanitary inspector of said district, with power to enforce such sanitary regulations as may be prescribed by the state board of health.

Sanitary inspector.

SECT. 3. This act shall take effect on its passage, and all acts and parts of acts inconsistent with this act are hereby repealed.

Takes effect on passage ; repealing clause.

[Approved February 16, 1897.]

CHAPTER 12.

AN ACT TO SIMPLIFY AND PERFECT THE ADMINISTRATION OF THE
STATE LIBRARY.

SECTION

1. Re-enactment of omitted provisions relating to department reports and to files of newspapers.
2. Trustees authorized to buy other books as well as law books.

SECTION

3. Shelving and furniture to be supplied as incidentals under Laws of 1895, c. 24, s. 4.
4. Expenditures not to exceed \$5,000.
5. Takes effect on passage.
6. Repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened :

Re-enactment of omitted provisions relating to department reports and to files of newspapers.

Trustees authorized to buy other books as well as law books.

SECTION 1. Sections 6 and 8 of chapter 7, Laws of 1891, having been omitted from the general revision of 1891 by inadvertence, are hereby revived and re-enacted.

SECT. 2. Section 5 of chapter 24 of the Laws of 1895 is hereby amended by striking out the words in said section after the word "governor," in the tenth line thereof, and substituting therefor the following: viz., "but hereafter so much of the appropriation provided by this section as may not be found necessary for the law department of the library may be employed for the improvement and increase of other collections of books which may be deemed useful and necessary for the state and the public," so that the said section 5 when amended shall be read as follows: viz., "Sect. 5. The trustees of the state library are hereby authorized to procure on competitive bids, at the lowest price offered by responsible parties, such session laws, revisions, digests, American, English, and colonial reports, and such text and elementary books as may be requisite, so far as the same are available in the ordinary market, in order to complete the collection of such works already made in the state library for the use of the courts and the public, and the expense of the same shall be paid out of any money in the treasury not otherwise appropriated, on the order of the governor; but hereafter so much of the appropriation provided by this section as may not be found necessary for the law department of the library may be employed for the improvement and increase of other collections of books which may be deemed useful and necessary for the state and the public."

Shelving and furniture to be supplied as incidentals under Laws of 1895, c. 24, s. 4.

Expenditures not to exceed \$5,000.

SECT. 3. Additional shelving and furniture for the state library shall be deemed incidentals of the state library and supplied according to the provisions of section 4 of chapter 24 of the Laws of 1895.

SECT. 4. Nothing in this act shall be construed to authorize the annual expenditure of more than five thousand dollars for

books for the state library, which is the limitation heretofore fixed by existing law.

SECT. 5. This act shall take effect upon its passage.

Takes effect on passage.

SECT. 6. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Repealing clause.

[Approved February 16, 1897.]

CHAPTER 13.

AN ACT IN AMENDMENT OF PUBLIC STATUTES, CHAPTER 68, SECTION 10, RELATING TO THE POWERS OF THE SUPREME COURT IN LAYING OUT HIGHWAYS.

SECTION

1. Town may appeal from commissioners' award of damages.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 10 of chapter 68 of the Public Statutes is hereby amended by inserting after the words "If any person to whom damages are awarded" the words "or party against whom damages are assessed"; also by inserting after the word "if" and before the words "he recover," the words "the party to whom damages are awarded," and striking out the word "he" before the said word "recover"; also by striking out the word "his" and inserting the word "the" between the words "assesses" and "damages"; so that said section as amended shall read as follows: viz., "Section 1. If any person to whom damages are awarded, or party against whom damages are assessed, by the commissioners in a highway case, is dissatisfied with the same, such person or party may appear at court when their report is returned, and object thereto in writing, and then the court shall assess the damages by jury, and award costs to the prevailing party."

Town may appeal from commissioners' award of damages.

SECT. 2. This act shall take effect upon its passage.

Takes effect on passage.

[Approved February 16, 1897.]

CHAPTER 14.

AN ACT AMENDING SECTION 1 OF CHAPTER 13 OF THE SESSION LAWS OF 1895, RELATING TO PATRIOTIC EXERCISES IN THE PUBLIC SCHOOLS.

SECTION 1. The prescribed patriotic exercises may be at any session during week of Memorial Day.

Be it enacted by the Senate and House of Representatives in General Court convened:

The prescribed patriotic exercises may be at any session during week of Memorial Day.

SECTION 1. Section 1 [of chapter 13] of the Session Laws of 1895 is hereby amended by striking out the words "the last regular session prior to Memorial Day," and substituting therefor the words "one session during the week in which Memorial Day falls," so that said section, as amended, shall read as follows: "Section 1. In all the public schools of the state one session during the week in which Memorial Day falls, or a portion thereof, shall be devoted to exercises of a patriotic nature."

[Approved February 16, 1897.]

CHAPTER 15.

AN ACT IN AMENDMENT OF CHAPTER 184, SECTION 4, OF THE PUBLIC STATUTES, RELATING TO PLACES OF HOLDING PROBATE COURTS.

SECTION 1. Provision for probate court at Wolfeborough Junction amended by substituting the new name of that place.

Be it enacted by the Senate and House of Representatives in General Court convened:

Provision for probate court at Wolfeborough Junction amended by substituting the new name of that place.

SECTION 1. That chapter 184, section 4, of the Public Statutes be amended by striking out the words "Wolfeborough Junction," and inserting the word "Sanbornville," so that the section when amended shall read: "Sect. 4. For the county of Carroll, at Conway, on the first Tuesday of January, May, and September; at West Ossipee, on the first Tuesday of February, June, and October; at Ossipee Corner, on the first Tuesday of March, July, and November; at Sanbornville, on the first Tuesday of April, August, and December."

[Approved February 17, 1897.]

CHAPTER 16.

AN ACT IN AMENDMENT OF CHAPTER 81, SECTION 9, OF THE PUBLIC STATUTES, RELATING TO TELEGRAPH, TELEPHONE, AND ELECTRIC LIGHT COMPANIES.

SECTION	SECTION
1. Amendment of provisions for appeal from selectmen.	2. Repealing clause ; act takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 9 of chapter 81 of the Public Statutes be, and is hereby amended, by inserting in the fourth line of said section, between the words “ decision ” and “ is,” the words “ on any such petition, or in granting a license, changing the terms thereof or revoking the same,” so that said section, as amended, shall read as follows: viz., “ Sect. 9. If the selectmen shall neglect or refuse for thirty days to decide and make return of their proceedings upon any petition addressed to them under the provisions of this chapter, or if any party whose interests are affected by their decision on any such petition, or in granting a license, changing the terms thereof, or revoking the same, is dissatisfied therewith, the petitioner or party so dissatisfied may apply to the supreme court for relief within sixty days after the expiration of said thirty days or after such decision; and like proceedings shall thereupon be had as in case of appeals from the laying out of highways.”

Amendment of provisions for appeal from selectmen.

SECT. 2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect on its passage.

Repealing clause; act takes effect on passage.

[Approved February 17, 1897.]

CHAPTER 17.

AN ACT IN AMENDMENT OF CHAPTER 78 OF THE PUBLIC STATUTES, RELATING TO GUIDEBOARDS.

SECTION	SECTION
1. Substitute for P. S., c. 78, s. 2. Penalty for neglect, after notice, to keep guideboards in repair.	2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That section 2 of chapter 78 of the Public Statutes be stricken out, and the following be inserted instead thereof:

Substitute for P. S., c. 78, s. 2. Penalty for neg-

lect, after notice, to keep guideboards in repair.

“Sect. 2. If any town shall neglect, for thirty days after written notice to the selectmen of any case of failure, to comply with the requirements of section 1 of this chapter, said town shall forfeit for each neglect five dollars, for the use of the person suing therefor.”

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.
[Approved February 17, 1897.]

CHAPTER 18.

AN ACT IN AMENDMENT OF SECTION 5, CHAPTER 174 OF THE PUBLIC STATUTES, RELATING TO MARRIAGE CERTIFICATES.

SECTION

1. Amendment of laws relating to marriage notices.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Amendment of laws relating to marriage notices.

SECTION 1. That section 5, chapter 174 of the Public Statutes, be amended by striking out the words “residing in the state,” in the first line, and adding after the word “marriage,” in the second line, the words “within the state,” and by adding after the word “dwell,” in the eighth line, the words “if either of them dwell in this state; otherwise in the state [town] in which the marriage is celebrated,” so that said section as amended shall read as follows: “All persons proposing to be joined in marriage within this state shall cause notice of their intention, with the full Christian and surnames, color, occupation, birthplaces, residences, and ages of the parties, their condition, whether single or widowed, whether first, second, or other marriage, and the full Christian and surnames, residences, color, occupation, and birthplaces of their parents, to be entered in the office of the clerk of the town in which they or either of them dwell, if either of them dwell in this state; otherwise in the town in which the marriage is celebrated. If there be no such clerk in the place of residence, the like entry shall be made with the clerk of any adjoining town. The clerk shall record the notice in a book kept for that purpose.”

Takes effect on passage.

SECT. 2. This act shall take effect upon passage.
[Approved February 17, 1897.]

CHAPTER 19.

AN ACT RELATING TO THE ISSUE OF STOCKS AND BONDS BY RAILROAD CORPORATIONS.

SECTION	SECTION
1. Railroad may increase its stock or bonds in certain cases.	4. Punishment for violation of provisions of this act, or for incurring liability for illegitimate purposes.
2. Amount, how determined; use restricted.	5. Effect of act limited.
3. How stock to be issued.	6. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. A railroad corporation, for the purpose of building a branch or extension, or of aiding in the construction of another railroad, or of taking stock in an elevator corporation and erecting and operating elevators upon its own roads and upon those leased to or operated by it, or of building depots, or of abolishing grade crossings, or of making permanent improvements, or of paying its floating or funded debt, or for the payment of money borrowed for any lawful purpose, or for the purchase of the shares of the capital stock of any railroad corporation whose railroad property is leased to or operated by it, or of which a majority of the capital stock is owned by such purchasing road, or for other necessary and lawful purposes, from time to time, with the approval of the railroad commissioners, as herein provided, may increase its capital stock or bonds beyond the amounts fixed and limited by its articles of association or its charter or by any act of the general court concerning the same, provided such increase shall first be authorized by votes of a majority of the stockholders present at any meeting of the corporation duly called for that purpose.

SECT. 2. Upon petition of the directors of the railroad corporation to the board of railroad commissioners, the amount of such increase, after notice by publication and hearing, shall be determined by said commissioners, who shall, within thirty days after final hearing of said petition, file in the office of the secretary of state a certificate showing the amount of increase authorized and the purposes for which the proceeds of said new stock or bonds may be used; and the company shall not apply such increase or the proceeds thereof to any purpose not specified in said certificate, and may be enjoined from so doing by any justice of the supreme court upon application of the board or of any interested party.

SECT. 3. All shares of stock issued under the provisions of this act shall be sold by public auction and to the highest bidder in the city of Boston or in such city or town as may be prescribed by the railroad commissioners, and a notice of the time and place of such sale shall be published at least five times dur-

ing the ten days immediately preceding the time fixed for the sale, in such daily newspapers, not less than three in number, as may be prescribed by the commissioners. No shares shall be sold or issued for a less sum, to be actually paid in cash, than the par value thereof.

Punishment for violation of provisions of this act, or for incurring liability for illegitimate purposes.

SECT. 4. Any member of the board of directors, or any treasurer or other officer or any agent of any railroad company, who knowingly votes to authorize the issue of, or knowingly signs, certifies, or issues stocks or bonds under this act and contrary to its provisions, or who knowingly votes to authorize the application of, or knowingly applies, the proceeds of such stock or bonds contrary to the provisions of this act, or who knowingly votes to assume or incur, or who knowingly assumes or incurs, in the name or behalf of such corporation, any debt or liability except for the legitimate purposes of the corporation, shall be punishable by a fine not exceeding one thousand dollars, or by imprisonment not exceeding one year, or by both fine and imprisonment.

Effect of act limited.

SECT. 5. Nothing herein contained shall be construed as a repeal of any of the powers conferred by the Laws of 1889, chapter 5, or by the Laws of 1891, chapters 3 and 4; nor to authorize any railroad corporation to purchase the road, stock, or bonds of a railroad corporation in any case where authority to purchase that road or its stock or bonds was conferred on some other railroad corporation by chapter 5 of the Laws of 1889.

Takes effect on passage.

SECT. 6. This act shall take effect on its passage.
[Approved February 17, 1897.]

CHAPTER 20.

AN ACT TO AUTHORIZE THE STATE TREASURER TO NEGOTIATE A TEMPORARY LOAN.

SECTION 1. State treasurer authorized to negotiate temporary loan.

Be it enacted by the Senate and House of Representatives in General Court convened :

State treasurer authorized to negotiate temporary loan.

SECTION 1. The state treasurer, by advice and under the direction of the governor and council, is hereby authorized to borrow annually for the fiscal years 1897-8 and 1898-9, for the temporary use of the state, a sum not exceeding three hundred thousand dollars, at such times and in such amounts as may be necessary, at such rates of interest as may be determined, not to exceed six per cent per annum.

[Approved February 23, 1897.]

CHAPTER 21.

AN ACT TO REPEAL CHAPTER 117 OF THE LAWS OF 1895, RELATING
TO JURISDICTION OF POLICE COURTS.

SECTION	SECTION
1. Laws 1895, c. 117, repealed.	3. Takes effect on passage.
2. P. S., c. 248, s. 8, re-enacted.	

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Chapter 117 of the Session Laws of 1895 is here- Laws 1895, c. 117, repealed.
by repealed.

SECT. 2. Section 8, chapter 248 of the Public Statutes, which P. S., c. 248, s. 8, re-enacted.
was repealed by said chapter 117, Laws of 1895, is hereby re-
enacted.

SECT. 3. This act shall take effect on and after its passage. Takes effect on passage.
[Approved February 23, 1897.]

CHAPTER 22.

AN ACT IN AMENDMENT OF CHAPTER 267 OF THE PUBLIC STATUTES,
RELATING TO CRUELTY TO ANIMALS.

SECTION	SECTION
1. Form of action under P. S., c. 267, s. 2, to be tort, instead of debt. Disposition of old, injured, or disabled animals, and liability for expense thereof. Officers or agents	of incorporated societies for prevention of cruelty to animals, if designated by sheriff, may arrest. 2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That section 2 of chapter 267 of the Public Statutes Form of action under P. S., c. 267, s. 2, to be tort, instead of debt. Disposition of old, injured, or disabled animals, and liability for expense thereof. Officers or agents of incorporated societies for prevention of cruelty to animals, if designated by sheriff, may arrest.
be hereby amended by striking out the word “ debt ” and insert-
ing in place thereof the word “ tort,” so that the same will read,
as amended: “ Sect. 2. Whenever an officer makes an arrest
upon view or upon a warrant for a violation of any provision of
the preceding section, he may take into his possession the animal
which is the subject of such cruelty, and if the owner has no
knowledge of such taking, he shall give him notice forthwith.
The person taking possession of such animal shall have a lien
thereon for his proper charges, or he may recover such charges
of the owner of the animal by an action of tort.”

Also that said chapter be further amended by striking out all the words in section 3 of said chapter, and inserting in place thereof the following words, so that the same will read, as amended: "Sect. 3. Whenever an officer shall take any such animal into his possession, which appears by reason of age, injury, or other cause, to be disabled for use, said officer shall call upon three disinterested citizens, who, under oath, shall examine such animal, and if they shall find such animal to be disabled for use, said officer shall at once cause such animal to be killed. All expenses incurred shall be paid by the owner of such animal, and may be collected by an action of tort."

Also that said chapter be further amended by striking out, in section 9 of said chapter, the words "the New Hampshire," and inserting in place thereof the words "any incorporated," so that the same will read, as amended: "Sect. 9. Any officer or agent of any incorporated society for the prevention of cruelty to animals, upon being designated in writing for that purpose by the sheriff of any county in this state, may, within such county, make arrests, and bring before any court or magistrate having jurisdiction, offenders found violating the provisions of this chapter."

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.
[Approved February 23, 1897.]

CHAPTER 23.

AN ACT IN RELATION TO THE POWERS AND DUTIES OF TOWNS.

SECTION 1. Towns may appropriate money for free public band concerts.

Be it enacted by the Senate and House of Representatives in General Court convened:

Towns may ap-
propriate money
for free public
band concerts.

SECTION 1. Towns may at any legal meeting grant and vote such sum of money as they shall judge necessary in aid of free public band concerts, not exceeding four hundred dollars annually, in accordance with the provisions of section 4, chapter 40, of the Public Statutes.

[Approved February 23, 1897.]

CHAPTER 24.

AN ACT TO PROVIDE FOR AN EARLIER RETURN OF THE VOTES GIVEN
IN AT BIENNIAL AND SPECIAL ELECTIONS.

SECTION

1. Returns of votes for electors, etc.

SECTION

2. Returns of votes for county officers.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The town and ward clerks of the several towns and wards in this state shall make a true and certified copy of the record of the votes given in at any election of electors of president and vice-president of the United States, representative in congress, governor, councilor, senator, and representative to the general court, and shall forward the same, in sealed packages, to the secretary of state within five days from the date of such election.

Returns of votes
for electors,
etc.

Section 2 of chapter 37, sections 4 and 7 of chapter 36, section 2 of chapter 35, and section 2 of chapter 38 of the Public Statutes are hereby amended in accordance with the terms of this act.

Returns of votes
for county
officers.

SECT. 2. The town and ward clerks of the several towns and wards of this state shall make a true and certified copy of the record of the votes given in at any election of county officers, and shall forward the same in sealed packages to the clerk of the supreme court of the county within five days from the date of such election.

Section 4 of chapter 25 of the Public Statutes is hereby amended in accordance with the terms of this act.

[Approved February 23, 1897.]

CHAPTER 25.

AN ACT TO PROHIBIT FISHING IN THE TRIBUTARIES OF LAKE WENTWORTH, OTHERWISE CALLED SMITH'S POND, IN WOLFEBOROUGH, OR THE TAKING OF ANY SMALL FISH FOR BAIT FROM THE WATERS OF SAID LAKE, FOR THE TERM OF FIVE YEARS.

SECTION

1. Taking of small fish for bait in Lake Wentworth, and of any fish in its tributaries, prohibited for five years.

SECTION

2. Punishment.
3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. It shall not be lawful to catch, or take in any manner, any kind of small fish for bait in the waters of Lake

Taking of small
fish for bait in
Lake Wentworth, and of

any fish in its
tributaries, pro-
hibited for five
years.

Wentworth, otherwise called Smith's pond, in the town of Wolfeborough, nor to catch or take in any manner any fish from any brook emptying into said Lake Wentworth, or Smith's pond, for the term of five years from the passage of this act.

Punishment.

SECT. 2. Any person violating this act shall be fined ten dollars for each offense, or be imprisoned not exceeding thirty days, or both.

Takes effect on
passage.

SECT. 3. This act shall take effect on its passage.
[[Approved February 23, 1897.]

CHAPTER 26.

AN ACT IN AMENDMENT OF SECTION 6 OF CHAPTER 72 OF THE SESSION LAWS OF 1893, ENTITLED, "AN ACT TO PROVIDE FOR ANNEXING PARTS OF TOWNS TO ADJOINING TOWNS FOR SCHOOL PURPOSES."

SECTION

1. Laws 1892, c. 72, limited to town districts.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Laws 1892, c.
72, limited to
town districts.

SECTION 1. Section 6 of chapter 72 of the Session Laws of 1893 shall not apply to special districts, but only to town districts, and all special taxes voted by said districts shall be assessed and collected in the same manner as they were assessed and collected prior to the enactment of said chapter 72.

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.
[Approved February 23, 1897.]

CHAPTER 27.

AN ACT AMENDING CHAPTER 192 OF THE PUBLIC STATUTES, RELATING TO INSOLVENT ESTATES.

SECTION

1. P. S., c. 192, s. 2, so amended as to require commissioner, within thirty days after appointment, to file in probate office notice of his meetings, and in his report to state date of filing such notice.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

P. S., c. 192,
s. 2, so
amended as to

SECTION 1. Amend chapter 192 of the Public Statutes by striking out all of section 2, and insert in lieu thereof the fol-

lowing: "Sect. 2. The commissioner shall give notice of the times and places by him appointed to examine and allow claims, in such manner as the judge in his commission directs; and he shall file in the probate office, within thirty days after his appointment, a notice giving the times and places of his meetings, and shall in the report state the times and places of meeting, and the manner of giving notice thereof, and the date of his filing the notice in the probate office; and also file in said office satisfactory evidence of the notice."

require commissioner, within thirty days after appointment, to file in probate office notice of his meetings, and in his report to state date of filing such notice.

SECT. 2. This act shall take effect on and after its passage.
[Approved February 23, 1897.]

Takes effect on passage.

CHAPTER 28.

AN ACT IN AMENDMENT OF CHAPTER 136 OF THE PUBLIC STATUTES,
RELATING TO THE ADVANCEMENT OF ANATOMICAL AND SURGICAL
SCIENCE.

SECTION 1. What bodies, and by whom, may be permitted to be used for advancement of science. What bodies not to be so surrendered, and how such bodies to be disposed of. Punishment for violation of P. S., c. 136, as amended.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. Chapter 136 of the Public Statutes is hereby amended by striking out all of section 1 and substituting in place thereof the following: "Section 1. It shall be the duty of the county commissioners of any county, the mayor and aldermen of any city, the overseers of the poor of any town, the warden of the state prison, and the keeper of any jail in the state, upon previous request in writing by any physician or surgeon of this state (preference being given to instructors in medical schools established by law), to notify such physician or surgeon whenever the body of any person dying in their county, city, town, or in the state prison, or a jail, required to be buried at the public expense, comes into their possession, charge, or control, and to give permission to such physician or surgeon to take such body to be by him used within the state for the advancement of anatomical and medical science."

What bodies, and by whom, may be permitted to be used for advancement of science. What bodies not to be so surrendered, and how such bodies to be disposed of. Punishment for violation of P. S. c. 136, as amended.

Said chapter is further amended by striking out all of section 3 and substituting in place thereof the following: "Sect. 3. No such notice need be given, nor shall any such body be surrendered, if any person claiming to be, and satisfying the authorities in charge of said body that he or she is of kindred or related by marriage to the deceased, shall claim the said body within thirty-six hours after the death, and take it away for burial, nor shall the notice be given or the body delivered, if such deceased

person was a stranger or traveler who died suddenly, in which case the said body shall be buried."

Said chapter is hereby further amended by adding thereto the following section, to be numbered section 4: "Sect. 4. Any person upon whom duties are imposed by the provisions of this act, who shall neglect, refuse, or omit to perform the same as hereby required, shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars for each offense."

[Approved February 23, 1897.]

CHAPTER 29.

AN ACT EMPOWERING THE GOVERNOR AND COUNCIL TO TAKE LANDS AND OTHER PROPERTY, WHEN NECESSARY FOR THE USE OF THE STATE, AND PRESCRIBING THE METHODS OF TAKING THE SAME.

SECTION

1. State may take land, water rights or rights of way, if needed for purposes of fish culture; mode of taking; damages to be assessed by commission.
2. Appeal to supreme court and proceedings thereon.

SECTION

3. State may enter and hold, on payment of damages awarded by commission, but shall pay additional award of jury and costs.
4. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

State may take and, water rights, or rights of way, if needed for purposes of fish culture; mode of taking; damages to be assessed by commission.

SECTION 1. Whenever, in the opinion of the governor and council, it becomes expedient for the state to own any land or lands, water rights, or rights of way, that are needed by the state for the purposes of fish culture, and when unable to purchase the same for what they deem a reasonable price, they may enter upon and take the same in the manner following: They shall cause to be filed in the office of the secretary of state, and also in the office of the clerk of the town or towns in which said lands or property are located, and cause to be recorded in the registry of deeds in the county, an accurate description thereof, with reference to permanent bounds upon the land, accompanied by a correct plan of the same, and shall appoint a commission of three disinterested citizens of the state to assess the damages to the owner by reason of the taking thereof. Said commission shall thereupon appoint a hearing, give notice thereof, hear the parties, assess the damages, and file their return with the secretary of state and also with the town clerk or clerks aforesaid.

SECT. 2. If the owner is dissatisfied with the award, he may appeal therefrom to the supreme court of the county in which said property is located, by petition, within sixty days after the filing of such return, and shall give notice of his appeal by giving in hand to, or leaving at the abode of the attorney-general of the state, a copy of the petition and order of notice thereon fourteen days at least before the term at which it is to be entered. And the court shall thereupon assess his damages by a jury or other method, as the parties may agree.

Appeal to
supreme court
and proceedings
thereon.

SECT. 3. The state, upon payment or tender of the damages assessed by the above-named commission, may enter upon the land or property and thereafterwards hold the same in fee, but shall pay to the owner any additional sum that is awarded him by the jury, with taxable costs, if he prevail.

State may enter
and hold, on
payment of
damages award-
ed by commis-
sion, but shall
pay additional
award of jury
and costs.

SECT. 4. This act shall take effect from its passage.

Takes effect on
passage.

[Approved February 24, 1897.]

CHAPTER 30.

AN ACT TO PROHIBIT THE TAKING OF FISH THROUGH THE ICE FROM THE WATERS OF WEBSTER LAKE AND OTHER SPECIFIED LAKES, PONDS, AND STREAMS IN THE STATE.

SECTION

1. Fishing through ice in certain waters prohibited for five years.

SECTION

2. Punishment.
3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. It shall not be lawful to catch or take in any manner through the ice any kind of fish in the waters of Webster lake in Franklin ; Keyser lake and Gile pond in Sutton ; Long pond in Lempster ; all ponds in the town of Hillsborough ; all lakes, ponds, rivers, and brooks in the town of Kingston — except Great pond and Greenwood lake — Newton, Sandown, Plaistow, Danville, Hampstead, Salem, Atkinson, Windham, Derry, and Brookline ; Pleasant pond and Haunted pond in the town of Francestown ; Sanborn's pond in Gilmanton ; Avery's pond in Ellsworth ; Gillingham pond in Newbury ; Bradford pond in Bradford ; Todd's pond in towns of Bradford and Newbury ; the waters, bays, or basins supplied by the Winnepesaukee river, between dam at East Tilton and Tilton & Belmont railroad bridge over said river ; Highland lake in the town of Andover ; Suncook, Jenness, Long, Little, Bow, and Harvey ponds

Fishing through
ice in certain
waters pro-
hibited for five
years.

in the town of Northwood and vicinity; Long pond, Mud or Stacy pond in the town of Stoddard; Hudson pond in the town of Washington; Center pond and Island pond in the town of Stoddard; Gilman pond and Marshall pond in town of Unity; Cold pond and Hurd pond in towns of Unity, Acworth, and Lempster; Eastman or Bradley pond in Andover; Squaw cove in town of Sandwich; Province lake in town of Effingham; all ponds in the town of Barnstead; Otter pond in Sunapee and New London; Cook's pond or Lake Merriam in Brookfield; all ponds in town of Londonderry,—for the term of five years.

Punishment.

SECT. 2. Any person violating the provisions of this act shall be fined ten dollars for each offense, or shall be imprisoned not exceeding thirty days, or both.

Takes effect on passage.

SECT. 3. This act shall take effect upon its passage.
[Approved February 24, 1897.]

CHAPTER 31.

AN ACT IN AMENDMENT OF SECTION 6 OF CHAPTER 83 OF THE PUBLIC STATUTES, IN RELATION TO THE SETTLEMENT OF PAUPERS.

SECTION

1. Towns not liable for support of paupers, unless settlement gained within ten years.

SECTION

2. Repealing clause; act takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Towns not liable for support of paupers, unless settlement gained within ten years.

SECTION 1. No town shall be liable for the support of any person unless he, or the person under whom he derives his settlement, shall have wholly gained a settlement therein during the ten years last preceding the date of application for support.

Repealing clause; act takes effect on passage.

SECT. 2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

[Approved February 24, 1897.]

CHAPTER 32.

AN ACT IN AMENDMENT OF SECTION 28 OF CHAPTER 201 OF THE PUBLIC STATUTES, RELATING TO PROCEEDINGS IN INSOLVENCY.

SECTION

1. Insolvent debtor may be allowed, out of estate, for legal expenses.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Amend section 28 of chapter 201 of the Public Statutes, by adding after the words "as the judge may order," in the last line, the following words: "He shall also be allowed, out of his estate, such necessary legal expenses as may be adjudged just and reasonable by the judge," so that said section as amended shall read: "Sect. 28. The debtor shall be paid by the assignee one dollar a day for his attendance upon the assignee and upon the judge when required. He shall also be allowed out of his estate, for the necessary support of himself and family, such sum not exceeding two dollars a week for each member, and for such time, not exceeding two months, as the judge may order. He shall also be allowed, out of his estate, such necessary legal expenses as may be adjudged just and reasonable by the judge."

Insolvent debtor may be allowed, out of estate, for legal expenses.

SECT. 2. This act shall take effect on its passage.
[Approved February 25, 1897.]

Takes effect on passage.

CHAPTER 33.

AN ACT TO PROHIBIT FISHING FOR LANDLOCKED SALMON, BROOK TROUT, OR AUREOLUS FROM PLEASANT POND, IN THE TOWN OF NEW LONDON.

SECTION

1. Taking of certain fish from Pleasant pond or its tributaries prohibited for six years.

SECTION

2. Punishment.
3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. It shall not be lawful to catch, take, kill, or have in possession any salmon, brook trout, or aureolus from the waters of Pleasant pond, in the town of New London, or from any of the tributaries of said pond, for a term of six years.

Taking of certain fish from Pleasant pond or its tributaries prohibited for six years.

Punishment. SECT. 2. Any person violating this law shall be fined twenty dollars for each salmon, trout, or aureolus so caught, killed, or taken.

Takes effect on passage. SECT. 3. This act shall take effect upon its passage.
[Approved February 25, 1897.]

CHAPTER 34.

AN ACT PROHIBITING THE KILLING OF BEAVER IN NEW HAMPSHIRE UNTIL JANUARY 1, 1909.

SECTION	SECTION
1. Taking of beavers prohibited till Jan. 1, 1909.	2. Punishment.
	3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

Taking of beavers prohibited till Jan. 1, 1909. SECTION 1. No person shall take, catch, kill, or have in their possession any beaver in the state of New Hampshire until January 1, 1909.

Punishment. SECT. 2. Any person violating any provision of this act shall be fined fifty dollars for each beaver so taken, caught, killed, or had in their possession.

Takes effect on passage. SECT. 3. This act shall take effect upon its passage.
[Approved February 25, 1897.]

CHAPTER 35.

AN ACT IN AMENDMENT OF SECTION 15, CHAPTER 278 OF THE PUBLIC STATUTES, RELATING TO HOMICIDE AND OFFENSES AGAINST THE PERSON.

SECTION	SECTION
1. Age of consent raised from thirteen to sixteen years.	2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

Age of consent raised from thirteen to sixteen years. SECTION 1. That section 15, chapter 278 of the Public Statutes, be and the same is hereby amended by striking out the

word "thirteen" in the fourth line of said section and inserting in place thereof the word "sixteen," so that as amended said section shall read as follows: "Sect. 15. If any person shall ravish and carnally know any woman, committing carnal copulation with her by force, against her will, or if any man shall unlawfully and carnally know and abuse any woman child under the age of sixteen years, he shall be imprisoned not exceeding thirty years."

SECT. 2. This act shall take effect upon its passage.
[Approved February 25, 1897.]

Takes effect on
passage.

CHAPTER 36.

AN ACT EXEMPTING THE BLUE MOUNTAIN FOREST ASSOCIATION FROM
THE PROVISIONS OF AN ACT APPROVED FEBRUARY 16, 1897,
RELATING TO MOOSE, DEER, AND CARIBOU.

SECTION

1. Association exempted from provision
of c. 10, *ante*.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

SECTION 1. The Blue Mountain Forest Association, a corporation existing under the laws of the state of New Hampshire, is hereby exempted from the operation of an act approved February 16, 1897, entitled, "An act protecting moose, caribou, and deer, and providing for the disposition of fish and game captured or taken from persons who have illegally taken the same," so far as said act relates to game confined within the limits of Corbin park, so called, in Sullivan county, New Hampshire.

Association ex-
empted from
provision of
c. 10, *ante*.

SECT. 2. This act shall take effect upon its passage.
[Approved February 25, 1897.]

Takes effect on
passage.

CHAPTER 37.

AN ACT TO AMEND CHAPTER 114 OF THE PUBLIC STATUTES OF NEW HAMPSHIRE, ENTITLED "LICENSING SHOWS, BILLIARD TABLES, AND BOWLING ALLEYS."

SECTION

1. License fee for keeping billiard or pool table or bowling alley in summer hotels, etc., reduced to \$4.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

License fee for keeping billiard or pool table, or bowling alley in summer hotels, etc., reduced to \$4.

SECTION 1. Chapter 114 of the Public Statutes of New Hampshire is hereby amended so as to make the annual license fee four (\$4.00) dollars for each billiard table, pool table, or bowling alley which is connected with, or managed as an adjunct of summer hotels, summer boarding-houses, or places of summer outing or resort, when the same are only kept and maintained for the recreation of visitors during such of the summer months as such places are kept open for summer visitors.

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.
[Approved February 25, 1897.]

CHAPTER 38.

AN ACT TO AMEND SECTION 1, CHAPTER 81, LAWS OF 1895, ENTITLED, "AN ACT IN AMENDMENT OF CHAPTER 56 OF THE LAWS OF 1891, ENTITLED AN ACT PLACING CERTAIN CORPORATIONS, ASSOCIATIONS, SOCIETIES, AND ORDERS UNDER THE JURISDICTION OF THE INSURANCE COMMISSIONER."

SECTION

1. Requisite reserve fund of foreign casualty insurance company, insuring on assessment plan, reduced from \$50,000 to \$10,000.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Requisite reserve fund of foreign casualty insurance company, insuring on assessment plan, reduced from \$50,000 to \$10,000.

SECTION 1. Amend section 1, chapter 81 of the Session Laws of 1895, in the twenty-third line of said section, by striking out, in said line, after the word "than" the word "fifty," and insert in place thereof the word "ten," so that said section, as amended, shall read: "Any corporation organized under the

authority of any other state or country and engaged in the business of life or casualty insurance upon the assessment plan, whether mutual or joint stock company, which does not contract to pay living policy-holders or members any fixed benefit save for bodily injury or physical disability from any cause, shall, upon filing with the insurance commissioner copies, statements, and agreements required by chapter 56 of the Laws of 1891, and upon payment of the same fees and taxes as are required of foreign insurance companies, be licensed by the insurance commissioner to do business in this state, upon furnishing, in addition to other requirements, a certificate under oath of its president and secretary that it is paying and for the twelve months then next preceding has paid the maximum amount named in its policies or certificates in full, and that an assessment upon its policy-holders or members will produce a sum at least equal to the maximum policy or certificate written by the corporation; evidence that it has accumulated and maintains, as a trust for the benefit of policy- or certificate-holders only, a fund equal at least to the amount which one assessment or mortuary call upon said certificate- or policy-holders would produce, and, for corporations engaged in the business of life insurance, of not less than one hundred thousand dollars, and of casualty insurance, of not less than ten thousand dollars, invested as provided in section 2 of chapter 169 of the Public Statutes; and a certificate from the proper authority of its home state or country that corporations of this state, engaged in the business of life or casualty insurance on the assessment plan, are legally entitled to do business in such state or country. All companies, after they are licensed under the provisions of this act, shall in all respects be subject to the provisions of chapter 169 of the Public Statutes, entitled 'Foreign insurance companies and their agents.' "

SECT. 2. This act shall take effect upon its passage.

[Approved February 25, 1897.]

Takes effect on
passage.

CHAPTER 39.

AN ACT FOR THE RELIEF OF SOLON A. CARTER, STATE TREASURER.

SECTION 1. State treasurer relieved from responsibility for amount stolen from treasury.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That Solon A. Carter, state treasurer, is hereby authorized to charge off on his books the sum of thirty-three hundred and eighty-five and 50-100 dollars (\$3,385.50) to the account of "loss by burglary," and that he be relieved from responsibility for that sum.

State treasurer
relieved from
responsibility
for amount
stolen from
treasury.

[Approved February 25, 1897.]

CHAPTER 40.

AN ACT IN AMENDMENT OF CHAPTER 101, LAWS OF 1895, RELATING
TO TAXATION OF PROPERTY.

SECTION 1. Horses, asses, mules, oxen, cows, and other neat stock made taxable if over 18 months old.

Be it enacted by the Senate and House of Representatives in General Court convened :

Horses, asses,
mules, oxen,
cows, and other
neat stock made
taxable if over
18 months old.

SECTION 1. Amend section 1 of chapter 101 of the Laws of 1895 by striking out the words "three years" in chapter 55, section 7, divisions 8 and 9, therein recited, and inserting in place thereof the words "eighteen months," so that as amended said section shall read: "Sect. 7. Personal estate liable to be taxed is— (1) Stock in public funds, including all United States, state, county, city, or town stocks or bonds, and all other interest-bearing bonds not exempt from taxation by the laws of the United States. (2) Stock in corporations in the state, except where the property represented by the stock is taxable directly to the corporation. (3) Stock in corporations located out of the state, owned by persons living in the state, except where either the stock or the property represented by it is taxed in the towns or states where the corporations are located. (4) The surplus capital on hand of banking institutions. (5) Money on hand or at interest more than the owner pays interest for, including money deposited in any bank other than a savings bank within this state, or loaned on any mortgage, pledge, obligation, note, or other security, whether on interest or interest be paid or received in advance. (6) Stock in trade, whether of merchants, shopkeepers, mechanics, or tradesmen employed in their trade or business, reckoning the same at the average value thereof for the year; and for purposes of taxation, raw materials and manufactures of any manufactory, wood, timber, logs, and lumber, manufactured or otherwise, if exceeding fifty dollars in value, and fishing vessels, steamboats, horse-boats, or other vessels owned by individuals and navigating the waters of the state for the transportation of passengers or freight, and sea-going vessels, shall be deemed stock in trade. (7) Carriages, if exceeding fifty dollars in value. (8) Horses, asses and mules over 18 months old. (9) Oxen, cows, and other neat stock over 18 months old. (10) Sheep and hogs over one year old; but two such hogs to each family shall be exempt from taxation. (11) Fowls of every description exceeding fifty dollars in value."

[Approved February 26, 1897.]

CHAPTER 41.

AN ACT FOR THE BETTER PROTECTION OF BROOK OR SPECKLED TROUT
AND LAKE TROUT.

SECTION	SECTION
1. Fishing for brook or speckled trout, or for lake trout in certain lakes, made punishable.	2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That any person who shall, for the whole or any part of the time, engage in the business or occupation of fishing on any of the streams or ponds of this state for the brook or speckled trout, or in the lakes thereof of less size than the first Connecticut lake, for lake trout, with intent to sell or trade fish so caught, shall, for every such offense, be fined not less than two hundred dollars, or imprisoned not less than thirty days or more than six months, or both.

SECT. 2. This act shall take effect upon its passage.
[Approved March 3, 1897.]

Fishing for brook or speckled trout, or for lake trout in certain lakes, made punishable.

Takes effect on passage.

CHAPTER 42.

AN ACT IN RELATION TO THE FORFEITURE OF LIFE INSURANCE POLICIES.

SECTION 1. Life or endowment policies not forfeited in certain cases. Surrender value, how estimated and payable. Act takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. No policy of life or endowment insurance issued upon the industrial plan shall become forfeit or void for non-payment of premium after premiums have been paid thereon for the term of two consecutive years. Every such policy shall have a surrender value after the payment of the premiums for two full years, said value to be estimated upon the basis of the actuary's table of mortality, and under such rules as the insurance commissioner of the state shall prescribe.

On policies of prudential or industrial insurance on which the weekly premiums are not more than fifty cents each, the surrender value shall be payable in cash. When the weekly premium

Life or endowment policies not forfeited in certain cases.

Surrender value, how estimated and payable.

is more than fifty cents per week, a paid-up policy may be issued, and for such amount as the insurance commissioner by rule shall prescribe, based upon the actuary's table of mortality.

Act takes effect
on passage.

This act shall take effect upon its passage.

[Approved March 4, 1897.]

CHAPTER 43.

AN ACT RELATING TO THE SURVIVAL OF ACTIONS.

SECTION

1. Administrator of judgment creditor may have execution, how.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

Administrator
of judgment
creditor may
have execution,
how.

SECTION 1. When the plaintiff in any action pending in any court in this state, in whose favor judgment shall have been rendered, shall de cease before an execution shall have been issued from such court, the clerk thereof shall issue execution to the executor of the will, or administrator of the estate, of such plaintiff, at his request and upon his filing with such clerk a certificate of the judge of probate of his appointment as such administrator or executor.

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.

[Approved March 4, 1897.]

CHAPTER 44.

AN ACT TO PROMOTE THE SETTING OUT AND CARE OF NUT, SHADE, AND ORNAMENTAL TREES IN HIGHWAYS, CEMETERIES, COMMONS, SCHOOL-HOUSE YARDS, AND OTHER PUBLIC PLACES.

SECTION

1. Selectmen may receive, set out, and protect trees.

SECTION

2. Limitation of effect of act.

Be it enacted by the Senate and House of Representatives in General Court convened:

Selectmen may
receive, set out,
and protect
trees.

SECTION 1. Whenever any party, at a proper time of the year, shall present to the selectmen of any town or ward well-grown nursery trees of the nut, shade, or ornamental varieties, such selectmen may set out said trees in the highways, cemeteries, com

mons, schoolhouse yards, and other public places, as indicated by the donor of said trees, and protect the same at the expense of the town.

SECT. 2. Nothing in this act shall be construed to compel any party to have trees set in the highway on the side next his land without his consent.

Limitation of effect of act.

[Approved March 4, 1897.]

CHAPTER 45.

AN ACT TO PROVIDE FOR THE APPOINTMENT OF BOARDS OF HEALTH IN THE SEVERAL TOWNS.

SECTION

SECTION

- 1. Selectmen to appoint board of health and fill vacancies; term of office.
- 2. Previous board to be discontinued.

- 3. Towns not to elect or selectmen to serve; where act does not apply.
- 4. Repealing clause; act takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The selectmen of each town shall, within thirty days after the passage of this act, appoint a board of health, which shall consist of three persons, selected with reference to their fitness for the office, and they shall be so appointed that the term of office of one member shall expire each year, and the members thereafter appointed shall hold office three years, and until their successors are appointed and qualified. In case a vacancy occurs in the board, the selectmen shall appoint a person to fill the unexpired term.

Selectmen to appoint board of health and fill vacancies; term of office.

SECT. 2. When a board of health has been appointed and qualified in accordance with section 1 of this act, the previously existing board of health shall be discontinued.

Previous board to be discontinued.

SECT. 3. Chapter 43 of the Public Statutes is hereby amended by striking out the words "health officers" in section 25, and the words "or health officers" in section 40 of said chapter. This act shall not apply to cities or to precincts in which health officers are provided for by special act of the legislature.

Towns not to elect or selectmen to serve; where act does not apply.

SECT. 4. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

Repealing clause; act takes effect on passage.

[Approved March 4, 1897.]

CHAPTER 46.

AN ACT RELATING TO ITINERANT VENDORS.

SECTION

1. Term "itinerant vendors" defined for purposes of act ; itinerant vendor not exempt in certain cases ; act not to apply in certain cases.

Deposit and license fee ; state license ; restrictions ; fee of secretary of state.

3. Applications ; record of state licenses.

4. Itinerant vendor, before doing business in any town, to file with collector state license and application for local license, and pay local license fee ; collector to receipt for fee on state license, and retain license while business continues ; application for local license ; local license fee in each town.

5. Assessors to examine goods and certify to collector amount of local li-

SECTION

cense fee, which shall be 2 per cent of value ; license, how restricted, and when expires ; supplementary license if stock increased.

6. Restrictions on advertisements of itinerant vendors.

7. No advertisement till licenses procured.

8. Punishment for certain offenses.

9. Punishment for other offenses against act.

10. Lien of town on goods.

11. Surrender and cancellation of state license ; deposit to be held 60 days and then balance returned after satisfying claims.

12. Deposit subject to creditors' claims ; deposit subject to payment of fines.

13. Repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened :

Term "itinerant vendors" defined for purposes of act.

SECTION 1. For all purposes of this act the words "itinerant vendors" mean all persons, both principals and agents, who engage in a temporary or transient business in this state, either in one locality or traveling from place to place, selling goods, wares, and merchandise, and who, for the purpose of carrying on such business, hire or occupy any building or structure for the exhibition and sale of such goods, wares, and merchandise.

Itinerant vendor not exempt in certain cases.

No itinerant vendor shall be exempt from the provisions of this act by reason of associating himself temporarily with any local dealer, trader, or merchant, or by conducting such temporary or transient business in connection with, or as a part of the business of, or in the name of any local dealer, trader, or merchant.

Act not to apply in certain cases.

The provisions of this act shall not apply to sales made to dealers by commercial travelers or selling agents, nor to *bona fide* sales by sample for future delivery, nor to hawkers or peddlers.

Deposit and license fee ; state license.

SECT. 2. Every itinerant vendor desiring to do business in this state shall deposit with the secretary of state the sum of five hundred dollars (\$500.00) as a special deposit, and thereafter, upon application in proper form and the further payment of twenty-five dollars (\$25.00) as a state license fee, the secretary of state shall issue to him an itinerant vendor's license, authorizing him to do business in this state in conformity with the provis-

ions of this act, for the term of one year from the date thereof, which license shall contain a copy of the application upon which it is granted.

Such license shall not be transferable, nor give authority to more than one person to sell goods, nor in any other way than in his own proper person, but any licensee may have the assistance of other persons in conducting his business, who shall have authority to aid the principal, but not to act for or without him. No person shall be entitled to hold, or directly or indirectly receive the benefit of more than one state license at the same time. The fee of the secretary of state for issuing each license shall be two dollars (\$2.00) and shall be paid by the licensee.

Restrictions ;
fee of secretary
of state.

SECT. 3. All applications for state licenses shall be sworn to, shall state the name and residence of the owners or parties in whose interests the business is conducted, and shall be kept on file by the secretary of state, who shall keep a record of all licenses issued by him.

Applications ;
record of state
licenses.

SECT. 4. Every itinerant vendor intending to sell goods in any town shall file his state license and an application for a local license with the tax collector for such town, and before selling, or offering, or exposing for sale any goods, shall pay to the collector, for the use of the town, as a local license fee for such sale in such town, a sum to be computed as provided in the following section.

Itinerant
vendor, before
doing business
in any town, to
file with collector
state license
and application
for local license,
and pay local
license fee.

A receipt for such local license fee when paid shall be indorsed by the collector on the back of such state license, which shall remain on file with the collector so long as such sale shall continue, or such goods be kept, offered, or exposed for sale in such town.

Collector to
receipt for fee
on state license
and retain
license
while business
continues.

Every application for a local license shall be signed by the holder of the accompanying state license and shall specify the kind and line of goods then in stock in such town, the name of the town from which said goods were last shipped, and the name of the town in which they were last exposed or offered for sale. Such local license fee shall be computed and collected in each town in which said goods shall be offered or exposed for sale.

Application for
local license ;
local license fee
in each town.

SECT. 5. The tax collector for any town, upon receiving an application as provided in the preceding section, shall forthwith give notice thereof to the assessors. The assessors, or a majority of them, shall, as soon as practicable, examine the goods described in such application and shall compute and certify to the collector the amount of the applicant's local license fee for such intended sale, which shall be 2 per cent of the value of said goods.

Assessors to ex-
amine goods and
certify to col-
lector amount of
local license fee,
which shall be 2
per cent of
value.

The payment of such local license fee shall authorize such applicant to sell within the limits of said town goods only of the kind or line specified in his application, and for that purpose to carry in stock such goods not to exceed in amount at any one time the value on which the local license fee was computed ; and such license shall terminate and expire on the first day of April next following the date of application.

License, how re-
stricted and
when expires.

Supplementary
license if stock
increased.

Any itinerant vendor who, after applying or paying for a local license, shall increase his stock kept, offered, or exposed for sale in the town for which such local license fee was paid, above the valuation upon which the license was computed, shall make application for a supplementary license for such excess of stock in like manner as for his original license, and the fees therefor shall be computed, certified, and collected in like manner.

Restrictions on
advertisements
of itinerant
vendors.

SECT. 6. No itinerant vendor shall advertise, represent, or hold forth any sale as an insurance, bankrupt, insolvent, assignee's, trustee's, testator's, executor's, administrator's, receiver's, wholesale, manufacturer's, or closing-out sale, or as a sale of goods damaged by fire, smoke, water, or otherwise, or in any similar form, unless he shall, before so doing, state under oath to the secretary of state, and to the tax collector of each town where the goods are offered for sale, either in the applications for licenses, or in supplementary applications subsequently filed and copied on the licenses, all the facts relating thereto, the reason for and the character of such sale, including a statement of the names of the persons from whom the goods were obtained, the date of their delivery to the applicant, the place from which they were last taken, and all the details necessary to locate and identify them.

No advertise-
ment till li-
censes procured.

SECT. 7. No person, either as principal or agent, shall, by circulars, handbills, newspapers, or in any other manner, advertise any sale by an itinerant vendor before state and local licenses for such sale have been procured.

Punishment for
certain offenses.

SECT. 8. Whoever, as principal or agent, having in his care, custody, or keeping any goods for the sale of which a local license is required, neglects or refuses to file the application for such license, or makes a false or fraudulent representation or statement in such application, shall be fined not less than twenty dollars (\$20) nor more than fifty dollars (\$50) for each day such goods are so kept, offered, or exposed for sale.

Punishment for
other offenses
against act.

SECT. 9. Whoever violates any of the provisions of this act for which a penalty is not provided in the preceding section, shall be fined not exceeding fifty dollars (\$50) or imprisoned not exceeding sixty (60) days, or both.

Lien of town on
goods.

SECT. 10. Every town in which is kept, exposed, or offered for sale an itinerant vendor's stock of goods, shall have a lien on such goods for the amount due such town for the local license fee, to be enforced by suit and judgment within ten (10) days from the time when such goods were first publicly offered or exposed for sale in such town.

Surrender and
cancellation of
state license;
deposit to be
held 60 days and
then balance re-
turned after
satisfying
claims.

SECT. 11. Any state license may be surrendered for cancellation at any time. Upon the expiration and return or surrender of any state license, the secretary of state shall cancel the same, endorse the date of delivery and cancellation thereon and place it on file. He shall thereafter hold the special deposit hereinbefore mentioned for the period of sixty days, and after satisfying the claims made upon the same under section 12, shall return the balance of said deposit to the licensee.

SECT. 12. Each deposit made with the secretary of state shall be subject, so long as it remains in his hands, to attachment under trustee process and execution in behalf of creditors whose claims arise in connection with the business done in the state, and he shall pay over, under order of court, or upon execution, such sum as he may be charged with upon his disclosure.

Deposit subject to creditors' claims.

Said deposit shall also be subject to the payment of all fines and penalties incurred by the licensee for violations of this act, and the clerk of the court in which such fine or penalty is imposed shall thereupon notify the secretary of state of the name of the licensee against whom such fine or penalty is adjudged and the amount thereof. The secretary of state, if he has in his hands a sufficient sum, shall pay the same to said clerk, and if he shall not have a sufficient sum he shall make payment as aforesaid of so much as he has in his hands. All claims upon the deposit shall be satisfied after judgment in the order in which notice thereof was received by the secretary of state until all claims are satisfied or the deposit exhausted; but no notice filed after the expiration of said sixty (60) days shall be allowed. No deposit shall be paid to the licensee so long as there are outstanding claims or notices of claims against it.

Deposit subject to payment of fines.

SECT. 13. All acts and parts of acts inconsistent with this act are hereby repealed.

Repealing clause.

[Approved March 4, 1897.]

CHAPTER 47.

AN ACT TO PROVIDE FOR PERMANENT IMPROVEMENTS AT THE STATE CAMP GROUND.

SECTION

1. Appropriation for New Hampshire National Guard; how to be expended.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. The sum of eight thousand dollars is hereby appropriated for the purpose of relieving the annual appropriation for the New Hampshire National Guard, to be expended under the direction of the governor and council in the following manner:

Appropriation for N. H. National Guard; how to be expended.

First, to refund to the appropriation such sums as have already been expended in the construction of stables and cookhouses, and charged to the regular appropriation.

Second, to refund to the appropriation such sums as have already been expended in laying pipes for supplying water to the campground and for building fence around the ground, and charged to the regular appropriation.

Third, the remainder of this appropriation may be expended in the payment of any claims that the annual appropriation for the current year will not provide for.

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.

[Approved March 10, 1897.]

CHAPTER 48.

AN ACT RELATING TO THE SALARY OF THE SOLICITOR OF THE COUNTY OF HILLSBOROUGH.

SECTION

1. Salary raised.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Salary raised.

SECTION 1. That the salary of the solicitor of the county of Hillsborough shall hereafter be thirteen hundred dollars, payable as now provided by law; and so much of section 17 of chapter 286 of the Public Statutes as is inconsistent with this act is hereby repealed.

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.

[Approved March 10, 1897.]

CHAPTER 49.

AN ACT IN AMENDMENT OF SECTION 2, CHAPTER 1, LAWS OF 1895, RELATING TO VOLUNTARY CORPORATIONS.

SECTION 1. Corporation changing name, etc., to have vote recorded instead of filed.

Be it enacted by the Senate and House of Representatives in General Court convened :

Corporation changing name, etc., to have vote recorded instead of filed.

SECTION 1. Amend section 2 of chapter 1, Laws of 1895, by striking out the word "filing" in the seventh line of the printed section and substituting therefor the word "recording," so that

said section as amended shall read : “Sect. 2. Any corporation now or hereafter organized in accordance with the provisions of said chapter as hereby amended, and any existing corporations which might have been organized under the provisions of said chapter, may change its name, increase or decrease its capital stock, or amend its articles of association, by a majority vote of such corporation, at a meeting duly called for that purpose, by recording a certified copy of such vote in the office of the secretary of state and in the office of the clerk of the town or city in this state which is its principal place of business.”

[Approved March 10, 1897.]

CHAPTER 50.

AN ACT IN RELATION TO THE TAKING OF FUR-BEARING ANIMALS.

SECTION

1. Unlawful to set trap on land not owned or occupied by person setting.

SECTION

2. Punishment.
3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. It shall be unlawful for any person to set or arrange any trap upon any land of which he is not the owner or legal occupant.

Unlawful to set trap on land not owned or occupied by person setting.

SECT. 2. Any person violating any of the provisions of this act shall upon conviction thereof be punished by a fine not exceeding twenty-five dollars, or by imprisonment not exceeding sixty days, or both.

Punishment.

SECT. 3. This act shall take effect upon its passage.

Takes effect on passage.

[Approved March 10, 1897.]

CHAPTER 51.

AN ACT REGULATING THE MAINTENANCE OF PARKS OR PLEASURE
GROUNDS BY RAILROADS AND STREET RAILWAYS.

SECTION

- 1. Railroads and street railways may acquire and hold land for park or pleasure ground.
- 2. Admission fee may be charged; regulations to be prescribed.

SECTION

- 3. Punishment for violation of regulations.
- 4. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Railroads and street railways may acquire and hold land for park or pleasure ground.

SECTION 1. With the consent of the railroad commissioners, and upon such terms as they may approve, railroads and street railways may acquire, by lease or purchase, suitable lands, and may continue to hold such lands as have been acquired before the passage of this act, and convert and maintain the same, as a part of their system, into parks and pleasure grounds for the accommodation and recreation of the public. Such lands may be properly inclosed, and suitable buildings and structures may be erected and maintained thereon, for the convenience, entertainment, and comfort of the public.

Admission fee may be charged; regulations to be prescribed.

SECT. 2. Every railroad and street railway maintaining a park or place of resort may charge a reasonable fee for admission thereto, and shall prescribe suitable rules and regulations for the conduct and government thereof, which, when approved by the railroad commissioners in writing, and when printed copies thereof shall have been posted in and about said park or place of resort, shall be respected and obeyed by all persons entering upon said premises, or frequenting the same.

Punishment for violation of regulations.

SECT. 3. Any person who shall violate any of the rules and regulations established for the government of any railroad and street railway park or place of resort, which shall have been established in accordance with the provisions of section 2 of this act, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not exceeding fifty dollars, or [punished] by imprisonment not exceeding thirty days, or by both such fine and imprisonment.

Takes effect on passage.

SECT. 4. This act shall take effect from and after its passage.
[Approved March 10, 1897.]

CHAPTER 52.

AN ACT TO AUTHORIZE TOWNS AND CITIES TO GRANT RELIEF TO
DISABLED MEMBERS OF THEIR FIRE DEPARTMENTS IN CERTAIN
CASES.

SECTION

1. Town or city may vote money for relief of fireman disabled in discharge of duty.
2. May grant pension for permanent disability.

SECTION

- 3 May assume funeral expenses.
- 4 Act applies in what cases.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Any town, at a legal meeting, or city, by its city councils, may appropriate, grant, and vote money for the relief of any member of the fire department of such town or city who shall become disabled by accident in the discharge of his duty in aiding to extinguish any fire or conflagration in such town or city, providing that such disabled member of the fire department is not receiving any other compensation from such town or city during the continuance of the disabilities so incurred.

SECT. 2. In case any member of the fire department of any town or city, in the discharge of his duty, as set forth in section 1 of this act, shall, by accident, as set forth in said section, become permanently disabled from the performance of manual labor, such town or city may grant such disabled member of the fire department such monthly relief, not exceeding twenty dollars per month, as a pension during the continuance of such inability to perform manual labor.

SECT. 3. In case any member of the fire department of any town or city, in the discharge of his duty, as set forth in section 1 of this act, or in going to or returning from a fire, shall be accidentally killed, or receive injuries which shall result in death within sixty days from the date of said accident, the town or city to whose fire department such deceased member belonged, by its selectmen or mayor, may assume the burial expenses of such deceased member to the extent of one hundred dollars.

SECT. 4. The provisions of this act shall apply in all cases where members of the fire department are acting under the authority and direction of the chief of the fire department of such town or city, or other legally authorized officer of such department.

[Approved March 10, 1897.]

CHAPTER 53.

AN ACT CONFERRING AUTHORITY ON THE FISH AND GAME COMMISSIONERS TO CLOSE PONDS AND LAKES AGAINST FISHING THROUGH THE ICE.

SECTION

1. Fish and game commissioners may prohibit fishing through ice for not exceeding five years ; expense of hearing.

SECTION

2. Act subject to P. S., c. 130, ss. 4, 5.
3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Fish and game commissioners may prohibit fishing through ice for not exceeding five years ; expense of hearing.

SECTION 1. The fish and game commissioners are hereby authorized to prohibit the taking of fish through the ice from any of the public waters of the state for a period not exceeding five years, whenever it shall appear to them, by petition or otherwise, reasonable and proper to close the same. In all cases when there is a hearing, those petitioning or asking for the hearing shall defray the expenses thereof.

Act subject to P. S., c. 130, ss. 4, 5.

SECT. 2. This act shall be subject to the provisions of sections 4 and 5 of chapter 130 of the General [Public] Statutes, except as to the period of closing.

Takes effect on passage.

SECT. 3. This act shall take effect on its passage.

[Approved March 11, 1897.]

CHAPTER 54.

AN ACT LIMITING THE NUMBER OF LINES TO BE USED WHEN FISHING THROUGH THE ICE.

SECTION

1. In fishing through ice, lines limited to five.

SECTION

2. Punishment for violation.
3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

In fishing through ice, lines limited to five.

SECTION 1. It shall be unlawful for any person to use, or have in use, except in tide waters within the state, more than five lines, with one single hook on each line, when fishing through the ice.

SECT. 2. Any person violating the provisions of this act shall be fined two dollars for each and every line in excess of number mentioned in section 1.

Punishment for violation.

SECT. 3. This act shall take effect upon its passage.
[Approved March 11, 1897.]

Takes effect on passage.

CHAPTER 55.

AN ACT RELATING TO THE PROVINCIAL RECORDS.

SECTION

- 1. Records of provincial courts to be removed to state library building.
- 2. Sufficient room for same to be set apart in library vaults.

SECTION

- 3. Certified copies of records.
- 4. Expense of removal.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. The records of all the courts of the province of New Hampshire prior to the time said province was divided into counties shall be removed by the secretary of state from the county records building in Exeter to the state library building in Concord within one year from the passage of this act.

Records of provincial courts to be removed to state library building.

SECT. 2. The trustees of the state library shall set apart for the use of the secretary of state sufficient room in the vaults of the state library for the convenient filing away of said records.

Sufficient room for same to be set apart in library vaults.

SECT. 3. The secretary of state, whenever requested and paid for so doing, shall furnish copies of any of said records, and such copies, when certified by the secretary or his deputy and authenticated by the seal of the state, shall be evidence in like manner as the originals.

Certified copies of records.

SECT. 4. The necessary expense of removing said records, not to exceed the sum of two hundred dollars, shall be allowed by the governor and paid by the state treasurer.

Expense of removal.

[Approved March 11, 1897.]

CHAPTER 56.

AN ACT IN RELATION TO SPECIAL RAILROAD COMMISSIONERS.

SECTION

1. Repeal of certain acts providing for special railroad commissioners.

SECTION

2. Takes effect December 31, 1897.

Be it enacted by the Senate and House of Representatives in General Court convened :

Repeal of certain acts providing for special railroad commissioners.

SECTION 1. Section 3 of chapter 6 of the private acts of the Laws of 1841, in relation to the appointment and duties of a special railroad commissioner for the Boston & Maine railroad, and section 5 of chapter 2161 of the Laws of 1858, in relation to the appointment and duties of a special railroad commissioner for the Peterborough & Shirley Railroad Company, be and are hereby repealed.

Takes effect Dec. 31, 1897.

SECT. 2. This act shall take effect December 31, 1897.
[Approved March 16, 1897.]

CHAPTER 57.

AN ACT IN AMENDMENT OF SECTION 3, CHAPTER 27 OF THE LAWS PASSED JANUARY SESSION, 1895, RELATING TO STREET RAILWAYS.

SECTION

1. Reduction in amount of capital required for street railway corporations.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Reduction in amount of capital required for street railway corporations.

SECTION 1. That section 3, chapter 27 of the Laws of 1895, be amended as follows: In the twelfth line of said section 3 strike out the word "six" and insert in place thereof the word "three," and in the fourteenth line of said section strike out the word "ten" and insert in place thereof the word "five," so that said section as amended shall read as follows: "Sect. 3. Corporations, for the purpose of constructing, maintaining, and operating street railways, may be created and organized in the mode prescribed in sections 1 to 20, inclusive, of chapter 156 of the Public Statutes, all the provisions of which, except as herein

modified, are hereby made applicable to all such corporations ; and the question whether the public good requires the proposed street railway, and whether the public good requires that it shall be built on the proposed route, which shall be specifically set forth in the petition to the court, shall be determined in the manner provided in sections 8 to 13, inclusive, of said chapter 156. The capital stock of such corporations, to be paid in cash, shall not be less than three thousand dollars for each mile of the proposed railroad if the gauge thereof is to be three feet or less, and not less than five thousand dollars each mile if the gauge is to be more than three feet. It shall be divided into shares of one hundred dollars each."

SECT. 2. This act shall take effect upon its passage.
[Approved March 16, 1897.]

Takes effect on passage.

CHAPTER 58.

AN ACT IN RELATION TO THE SALARIES OF THE JUDGE AND REGISTER OF PROBATE FOR ROCKINGHAM COUNTY.

SECTION

1. Salaries increased.

SECTION

2. Repealing clause; act takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The annual salary of the judge of probate for the county of Rockingham shall be one thousand dollars, and the annual salary of the register of probate for said county shall hereafter be twelve hundred dollars, to be payable at the same time and in the same manner as they are now payable.

Salaries increased.

SECT. 2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect upon its passage.

Repealing clause; act takes effect on passage.

[Approved March 16, 1897.]

CHAPTER 59.

AN ACT FOR THE PROTECTION OF THE BURIAL PLACES OF THE DEAD
AGAINST TRESPASS BY STOCK.

SECTION

1. Selectmen to maintain fence around public burial places.
2. Town to pay expense.
3. Penalty for trespasses by stock on public burial place.

SECTION

4. Remedy for non-compliance of selectmen.
5. Repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened:

Selectmen to maintain fence around public burial places.

SECTION 1. It shall be the duty of the board of selectmen of towns to provide and maintain around all public burial places of the dead a good and sufficient fence, to supply the same with necessary gates.

Town to pay expense.

SECT. 2. The board of selectmen are hereby authorized to draw their warrant upon the town treasurer for funds necessary to pay the expenses of the provisions of this act.

Penalty for trespasses by stock in public burial place.

SECT. 3. If any stock is found trespassing upon such burial places, the owner thereof shall be subject to pay a fine of not less than five dollars nor more than fifty dollars, the same to be collected (by suit, if necessary) by the said selectmen, and by them paid over to the town treasurer.

Remedy for non-compliance of selectmen.

SECT. 4. If any board of selectmen shall fail to comply with the provisions of this act, any citizen of the state may file a complaint with the commissioners of the county wherein the town is situated, and it shall thereupon become the duty of such commissioners to compel compliance therewith in same manner as by law provided in case of defective highways.

Repealing clause.

SECT. 5. All acts and parts of acts inconsistent with this act are hereby repealed.

[Approved March 16, 1897.]

CHAPTER 60.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT RELATING TO BUILDING
AND LOAN ASSOCIATIONS ACTING UNDER SPECIAL CHARTERS,"
PASSED AT THE JANUARY SESSION, 1895.

SECTION 1. Laws 1895, c. 80, repealed.

Laws 1895, c. 80, repealed.

SECTION 1. Chapter 80 of the laws of 1895 is hereby repealed.
[Approved March 16, 1897.]

CHAPTER 61.

AN ACT IN RELATION TO THE PROPER CARE OF HIGHWAYS, STREETS,
AND PUBLIC PLACES.

SECTION

1. Articles likely to injure feet or rubber tires not to be put in public places.

SECTION

2. Punishment.
Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. No person shall put or place, or cause to be put or placed in or upon any highway, street, square, lane, alley, or other public place in any city or town in the state, any ashes, glass, crockery, scrap iron, nails, tacks, or any other articles which would be liable to injure the feet of children or animals, or the tires of bicycles or other vehicles which have wheels with rubber or pneumatic tires.

Articles likely
to injure feet or
rubber tires not
to be put in
public places.

SECT. 2. Any person violating the provisions of the preceding section shall be liable to a fine not exceeding twenty dollars for each offense.

Punishment.

SECT. 3. This act shall take effect upon its passage.

[Approved March 16, 1897.]

Takes effect on
passage.

CHAPTER 62.

AN ACT IN AMENDMENT OF SECTION 1 OF CHAPTER 189 OF THE PUBLIC
STATUTES, ENTITLED "INVENTORY AND ACCOUNTS," AS AMENDED
BY SECTION 8, CHAPTER 67 OF THE LAWS OF 1893.

SECTION 1. Administrator's inventory of savings bank deposit to state amount due at date of last dividend, less withdrawals since.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 1 of chapter 189 of the Public Statutes is hereby amended by striking out the amendment thereto passed at the January session, 1893, and by adding after the words "due thereon" the words "less any withdrawals since that date," so that said section when amended shall read: "Section 1. Every administrator, within three months after his appointment,

Administrator's
inventory of
savings bank
deposit to state
amount due at
date of last div-
idend, less with-
drawals since.

shall return to the probate office, under oath, a full, true, and itemized account of all the estate of the deceased which has come to his knowledge. The inventory shall contain a description of the real estate; a correct schedule of all goods, chattels, stocks, bonds, and other effects of the deceased; of all notes, with their dates and terms of payment, and the date and amount of each endorsement thereon; of all deposits in savings banks, with the name and location of each bank, the number of each book, the date of the last dividend, and the whole amount then due thereon, less any withdrawals since that date; and a list and description of his other written evidences of debt."

[Approved March 16, 1897.]

CHAPTER 63.

AN ACT TO REGULATE THE LICENSING AND REGISTRATION OF PHYSICIANS AND SURGEONS.

SECTION

1. Physicians and surgeons to be registered, etc.
2. Boards of medical examiners, how appointed.
3. Commissions; oath of office; powers.
4. Regent of boards.
5. Expenses.
6. Organization; quorum; powers of committees.
7. Qualifications of candidates for examination.
8. Preparation of examination papers.

SECTION

9. Examinations; report of result.
10. Licenses to practice; indorsement of licenses obtained elsewhere, or of diplomas, when equivalent to license.
11. Exemptions from application of act.
12. Punishment for offenses against act.
13. Registration of persons practicing in state prior to act.
14. First meeting of boards.
15. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Physicians and surgeons to be registered, etc.

SECTION 1. No person shall hold himself out to the public as a physician and surgeon, or advertise as such, or use the title of M. D. or Dr. (or any title which shall show or tend to show that the person using the same is a practitioner of any of the branches of medicine) in New Hampshire, after September 1, 1897, unless previously registered and authorized, or unless licensed and registered as required by this chapter; nor shall any person practice medicine and surgery whose authority to practice is suspended or revoked by the regent of a state board.

Boards of medical examiners, how appointed.

SECT. 2. Within sixty days after the passage of this act, the governor and council shall appoint three separate state boards of medical examiners, of five members each, so appointed that the term of office of one member shall expire each year, and the

members thereafter appointed shall hold office five years, or until their successors are appointed and qualified. One board shall represent the New Hampshire Medical Society, one the New Hampshire Homeopathic Medical Society, and one the New Hampshire Eclectic Society. Each of these three societies shall nominate annually twice the number of examiners to be appointed in that year on the board representing it. The names of such nominees shall be annually transmitted under seal by the president and secretary to the governor and council, who shall appoint from such lists the examiners required to form the boards and to fill any vacancy that may occur from expiration of office or otherwise. Each nominee, before appointment, shall furnish to the governor and council satisfactory proof that he has received the degree of doctor of medicine from some registered medical school, and that he has legally practiced medicine in this state for at least five years. If no nominees are presented from a society to the governor and council, they may appoint from members in good standing in such society without restriction. The governor and council, upon recommendation of the board, may remove any examiner for misconduct, incapacity, or neglect of duty.

SECT. 3. Every medical examiner shall receive a commission of appointment from the state, and before beginning his term of office shall file with the secretary of state the constitutional oath of office. Each board, or any member thereof, may take testimony and proofs concerning all matters within its jurisdiction. Each board may make any by-laws and rules, not inconsistent with law; necessary in performing its duties.

SECT. 4. The superintendent of public instruction, *ex officio*, shall be the regent of the state boards of medical examiners, and shall perform such duties as are herein specified.

SECT. 5. From the fees provided by this act, the regent may pay all proper expenses incurred by its provisions, except compensation to medical examiners; and any surplus at the end of any year shall be apportioned equally among the three boards; and the state shall not pay the expenses of said boards, or either of them, or compensate them, or either of them, for services rendered under their commissions.

SECT. 6. Each board shall annually elect from its members a president and a secretary for the year, and shall hold one or more meetings each year pursuant to call of the regent, who may also call joint meetings of the three boards or of their officers. At any meeting a majority shall constitute a quorum; but questions prepared by the boards may be grouped and edited, or answer papers of candidates may be examined and marked by committees duly authorized by the boards.

SECT. 7. The regent shall admit to examination any candidate who pays a fee of \$10 and submits satisfactory evidence, verified by oath, if required, that he

- I. Is more than twenty-one years of age;
- II. Is of good moral character;

Commissions;
oath of office;
powers.

Regent of
boards.

Expenses.

Organization;
quorum; powers
of committees.

Qualifications of
candidates for
examination.

III. Has graduated from a registered college or satisfactorily completed a full course in a registered academy or high school; or had a preliminary education considered and accepted by the regent as fully equivalent;

IV. Has studied medicine not less than four full school years of at least nine months each, including four satisfactory courses of at least six months each, in four different calendar years, in a medical college registered as maintaining at the time a satisfactory standard. The regent shall accept as the equivalent for any part of the third and fourth requirements evidence of five or more years' reputable practice, provided that such substitution be specified in the license;

V. Has either received the degree of bachelor or doctor of medicine from some registered medical school, or a diploma or license conferring full right to practice medicine in some foreign country.

Students who matriculate in a New Hampshire medical school before January 1, 1898, on the prescribed study of medicine, shall be exempt from this preliminary education requirement.

Preparation of
examination
papers.

SECT. 8. Each board shall submit to the regent, as required, lists of suitable questions for thorough examinations in anatomy, physiology and hygiene, chemistry, surgery, obstetrics, pathology and diagnosis, and therapeutics, including practice and *materia medica*. From these lists the regent shall prepare question papers for all these subjects, which at any examination shall be the same for all candidates, except that in therapeutics, practice, and *materia medica*, all the questions submitted to any candidate shall be chosen from those prepared by the board selected by that candidate, and shall be in harmony with the tenets of that school as determined by its state board of medical examiners.

Examinations;
report of result.

SECT. 9. Examinations for license shall be given at Concord in this state, and at least twice annually, and shall be exclusively in writing and in English. Each examination shall be conducted by the regent or a competent examiner appointed by him, who shall not be one of the medical examiners. At the close of each examination the regent or examiner in charge shall deliver the questions and answer papers to the board selected by each candidate, or to its duly authorized committee, and such board, without unnecessary delay, shall examine and mark the answers and transmit to the regent an official report, signed by its president and secretary, stating the standing of each candidate in each branch, his general average, and whether the board recommends that a license be granted. Such report shall include the questions and answers, and shall be filed in the public records of the regent. If a candidate fails on first examination, he may, after not less than six months' further study, have a second examination without fee. If the failure is from illness or other cause satisfactory to the boards they may waive the required six months' study.

SECT. 10. On receiving from a state board an official report that an applicant has successfully passed the examinations and is recommended for license, the regent shall issue to him a license to practice medicine. Every license shall be issued by the regent under seal and shall be signed by each acting medical examiner of the board selected and by the regent, and shall state that the licensee has given satisfactory evidence of fitness as to age, character, preliminary and medical education, and all other matters required by law, and that after full examination he has been found properly qualified to practice. Applicants examined and licensed by other state examining boards registered by the regent as maintaining standards not lower than those provided by this chapter, and applicants who matriculate in a New Hampshire medical school before January 1, 1898, and who receive the degree M. D. January 1, 1903, may, without further examination, on payment of \$5 to the regent and on submitting such evidence as may be required, receive an indorsement of their licenses or diplomas conferring all rights and privileges of a regent license issued after examination.

Licenses to practice; indorsement of licenses obtained elsewhere or of diplomas, when equivalent to license.

Before any license is issued it shall be numbered and recorded in a book kept in the regent's office, and its number shall be noted in the license. This record shall be open to public inspection, and in all legal proceedings shall have the same weight as evidence that is given to a record of conveyance of land.

SECT. 11. This chapter shall not be construed to affect commissioned medical officers serving in the United States army, navy, or marine hospital service, while so commissioned, or any one while actually serving on the resident medical staff of any legally incorporated hospital, or any legally registered dentist exclusively engaged in practicing dentistry; or any manufacturer of artificial eyes, limbs, or orthopedic instruments or trusses in fitting such instruments on persons in need thereof; or any lawfully qualified physician in other states or countries meeting legally registered physicians in this state in consultation; or any physician residing on a border of a neighboring state and duly authorized under the laws thereof to practice medicine therein, whose practice extends into this state, and who does not open an office or appoint a place to meet patients or receive calls within this state; or to the regular or family physicians of persons not residents of this state, when called to attend them during a temporary stay in the state, or to the hotel physician regularly employed by the landlord of the summer hotel in the care of his guests or employees; neither shall the provisions of this act apply to clairvoyants or to persons practicing hypnotism, magnetic healing, mind cure, massage, Christian science, so called, or any other method of healing, if no drugs are employed or surgical operations are performed; provided such persons do not violate any of the provisions of this act in relation to the use of M. D. or the title of doctor or physician.

Exemptions from application of act.

SECT. 12. Any person who, not being then lawfully authorized to practice medicine within this state and so registered according

Punishment for offenses against act.

to law, shall hold himself out to the public as a physician and surgeon, or advertise as such, within this state, without lawful registration or in violation of any provision of this chapter ; and any person who shall buy, sell, or fraudulently obtain any medical diploma, license, record, or registration, or who shall aid or abet such buying, selling, or fraudulently obtaining, or who shall practice medicine under cover of any medical diploma, license, record, or registration illegally obtained, or signed or issued unlawfully or under fraudulent representations or mistake of fact in a material regard ; and any person who shall append the letters M. D. to his or her name ; or shall assume or advertise the title of doctor (or any title which shall show or tend to show that the person assuming or advertising the same is a practitioner of any of the branches of medicine) in such a manner as to convey the impression that he or she is a legal practitioner of medicine, or of any of its branches, without having legally received the medical degree, or without having received a license which constituted at the time an authority to practice medicine under the laws of this state then in force, shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not more than \$100, or imprisonment for three months, for the first offense ; and on the conviction of any subsequent offense, by a fine of not more than \$250, or imprisonment for not less than six months, or by both fine and imprisonment.

Registration of
persons practicing
in state
prior to act.

SECT. 13. Every person who is a practitioner of medicine and surgery in this state prior to the passage of this act shall be, upon satisfactory proof thereof to the regent and upon the payment of a fee of one dollar, entitled to registration ; and the said regent shall issue to him a certificate signed by himself and the chairman and secretary of such board of medical examiners as the applicant may elect ; and said certificate shall state the facts and the cause of said registration, and shall entitle the said person to practice medicine legally in the state of New Hampshire.

First meeting
of boards.

SECT. 14. The first meeting of the boards may be called by any one of the members by a notice in writing, stating the time and place of meeting, sent by mail to each of the other members at least one week prior thereto.

Takes effect on
passage.

SECT. 15. This act shall take effect on its passage.

[Approved March 16, 1897.]

CHAPTER 64.

AN ACT IN AMENDMENT OF SECTIONS 4 AND 5 OF CHAPTER 222 OF THE
PUBLIC STATUTES, IN RELATION TO NOTICE IN CERTAIN CASES.

SECTION

1. Order of notice in police court when there has been no service on defendant, but it appears that personal service can be made in this state.

SECTION

2. Proceedings on default after notice.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 4 of chapter 222 is hereby amended by adding thereto the following: "*Provided, however,* that if it appears to the justice of a police court that personal service can be made upon the defendant in this state, the said justice of said police court may continue such action for at least twenty-eight days and order personal service of such notice on the defendant fourteen days at least before the date to which such action is continued."

SECT. 2. Strike out all of section 5 of said act, and insert in lieu thereof the following, which shall be known as section 5 of such act as amended: "If the defendant shall not appear at the time and place to which the action is continued, judgment shall be rendered on satisfactory evidence that notice has been posted or given as ordered aforesaid, and execution shall issue thereon upon the plaintiff's filing with the justice a bond with sufficient sureties to the defendant to respond to the judgment, which the defendant may recover, upon a review of the action; but if personal service has been given to said defendant, no bond is required in said action on the part of the plaintiff."

[Approved March 16, 1897.]

CHAPTER 65.

AN ACT IN ADDITION TO CHAPTER 91 OF THE PUBLIC STATUTES, IN
RELATION TO SCHOOLHOUSES.

SECTION

1. Schoolhouse lots in city to be selected by school board, and purchased by same after appropriation by city councils.
2. Plans for schoolhouse or change

SECTION

- therein in city to be approved by school board; joint building committee for new schoolhouse.
3. Care and control of schoolhouses.
4. Exemptions from application of act.

Be it enacted by the Senate and House of Representatives in General Court convened :

Schoolhouse lots in city to be selected by school board, and purchased by same after appropriation by city councils.

SECTION 1. The school board of cities shall have sole power to select and purchase land for schoolhouse lots. When said board has secured, by vote of the city councils, an adequate appropriation for the purchase of a specified lot at a specified price, then said board may make the purchase.

Plans for schoolhouse or change therein in city to be approved by school board; joint building committee for new schoolhouse.

SECT. 2. No schoolhouse shall be erected, altered, remodeled, or changed in any city school district, unless the plans thereof have been previously submitted to the school board of that district and received its approval, and all new schoolhouses shall be constructed under the direction of a joint special committee, chosen in equal numbers by the city councils and the school board.

Care and control of schoolhouses.

SECT. 3. Upon the completion of a new schoolhouse, the city councils shall, by vote, transfer it to the care and control of the school board. Whenever a schoolhouse shall no longer be needed for public school purposes, the school board shall re-transfer its care and control to the city.

Exemptions from application of act.

SECT. 4. The provisions of the three preceding sections shall not apply to the Union school district of the city of Concord, or to the Union school district in the city of Keene.

[Approved March 17, 1897.]

CHAPTER 66.

AN ACT TO PROHIBIT FISHING AND BATHING IN ROUND POND.

SECTION	SECTION
1. Bathing and fishing in Round pond prohibited.	2. Punishment.
	3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That no person shall bathe or fish in Round pond, ^{Bathing and fish-} situated in the town of Barrington, and used by the city of ^{ing in Round} Rochester as a source of water supply for domestic purposes. ^{pond prohibited.}

SECT. 2. Any person violating any provisions of this act shall ^{Punishment.} be fined not exceeding twenty dollars.

SECT. 3. This act shall take effect upon its passage. ^{Takes effect on passage.}
[Approved March 18, 1897.]

CHAPTER 67.

AN ACT IN AMENDMENT OF SECTION 3, CHAPTER 29 OF THE LAWS OF 1893, ENTITLED "AN ACT FOR THE CONSTRUCTION, IMPROVEMENT, AND REPAIR OF HIGHWAYS AND BRIDGES IN TOWNS, AND IN AMENDMENT OF CHAPTER 73 OF THE PUBLIC STATUTES."

SECTION	SECTION
1. Highway agents to act under direction of selectmen.	2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Amend section 3, chapter 29 of the Laws of 1893, by inserting after the word "who," in the second line, "under the direction of the selectmen," so that said section, as amended, shall read as follows: "Section 3. At the annual election each town shall elect, by ballot, one or more, not exceeding three, highway agents, who, under the direction of the selectmen, shall have charge of the construction and repair of all highways and bridges within the town, and shall have authority to employ the necessary men and teams, and purchase timber, plank, and other material for the construction and repair of highways and bridges; and they may remove gravel, rocks,

or other materials from one part of the town to another, doing no damage to adjoining land, for the purpose of grading or otherwise repairing the same. Said agents shall be sworn to the faithful discharge of their duty, give bonds to the satisfaction of the selectmen, and be responsible to them for the expenditure of money and the discharge of their duties generally. The compensation of said agents shall be fixed by the town or selectmen, and they shall render to the selectmen monthly statements of their expenditures, and receive no money from the treasurer, only on the order of the selectmen."

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.
[Approved March 18, 1897.]

CHAPTER 68.

AN ACT IN AMENDMENT OF SECTION 4, CHAPTER 156, PUBLIC STATUTES, RELATING TO THE CAPITAL PER MILE OF RAILROADS ORGANIZED UNDER THE GENERAL LAW.

SECTION 1. Reduction in amount of capital required for railroad corporation.

Be it enacted by the Senate and House of Representatives in General Court convened :

Reduction in
amount of capi-
tal required for
railroad corpora-
tion.

SECTION 1. The fourth section of chapter 156, Public Statutes, is hereby amended by striking out the word "six" before "thousand" in the second line, and the word "fifteen" before "thousand" in the fourth line, and substituting in place thereof the words "five" and "ten" respectively, so that said section as amended shall read as follows: viz., "Sect. 4. The capital stock of the corporation shall not be less than five thousand dollars for each mile of the proposed railroad if the gauge thereof is to be three feet or less, and not less than ten thousand dollars each mile if the gauge is to be more than three feet. It shall be divided into shares of one hundred dollars each."

[Approved March 18, 1897.]

CHAPTER 69.

AN ACT IN AMENDMENT OF SECTION 15 OF CHAPTER 90 OF THE
PUBLIC STATUTES, RELATING TO ELECTION OF OFFICERS OF SCHOOL
DISTRICTS.

SECTION

1. Provision for election of school district officers amended so as to require majority vote for clerk, school board, and treasurer.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 15 of chapter 90 of the Public Statutes is hereby stricken out, and the following inserted in its place :
“Sect. 15. The moderator shall be chosen by ballot, by a plurality vote; the clerk, school board, and treasurer shall be chosen by ballot, by a majority vote. The moderator, clerk, and school board shall be sworn.”

Provision for election of school district officers amended so as to require majority vote for clerk, school board, and treasurer.

SECT. 2. This act shall take effect upon its passage.

[Approved March 18, 1897.]

Takes effect on passage.

CHAPTER 70.

AN ACT TO REPEAL SECTION 2 OF AN ACT ENTITLED “AN ACT TO
REGULATE THE INVESTMENTS OF SAVINGS BANKS,” PASSED AT
THE JANUARY SESSION, 1895.

SECTION

1. Laws 1895, c. 114, s. 2, repealed; one who is cashier of national and treasurer of savings bank to give bond in double amount.

SECTION

2. Repealing clause; act takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 2 of chapter 114 of the Laws of 1895 is hereby repealed, and the following substituted therefor : “Sect. 2. Whenever any person shall at the same time hold the positions of cashier of a national bank and treasurer of a savings bank, he shall give bond in double the amount required by existing laws as treasurer of the savings bank.”

Laws 1895, c. 114, s. 2, repealed; one who is cashier of national and treasurer of savings bank to give bond in double amount.

SECT. 2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

Repealing clause; act takes effect on passage.

[Approved March 23, 1897.]

CHAPTER 71.

AN ACT IN AMENDMENT OF CHAPTER 156 OF THE PUBLIC STATUTES
RELATING TO THE FORMATION OF RAILROAD CORPORATIONS.

SECTION

1. Railroad corporations may mortgage property and franchises to secure bonds; no bonds to be issued except as provided by law.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

Railroad corporations may mortgage property and franchises to secure bonds; no bonds to be issued except as provided by law.

SECTION 1. Chapter 156 of the Public Statutes is hereby amended by adding thereto the following section: viz., "Sect. 46. Railroad corporations, whether such companies are organized under this act, or general laws, or special charter, may mortgage their property and franchises to secure the payment, of their bonds, but no bonds shall be issued except in accordance with the provisions of existing laws."

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.
[Approved March 23, 1897.]

CHAPTER 72.

AN ACT IN AMENDMENT OF CHAPTER 8 OF THE SESSION LAWS OF
1893, ENTITLED "AN ACT TO ESTABLISH A THIRD JUDICIAL DISTRICT IN THE COUNTY OF GRAFTON."

SECTION

1. Transitory actions in which a party is inhabitant of southern judicial district of Grafton county may be brought in judicial district or county in which any party resides.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

Transitory actions in which a party is inhabitant of southern judicial district of Grafton county may be brought in judicial district or county in which any party resides.

SECTION 1. Transitory actions in which any one of the parties is an inhabitant of the southern judicial district of the county of Grafton may be brought in said district or in any other judicial district or county in which any one of the other parties resides.

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.
[Approved March 23, 1897.]

CHAPTER 73.

AN ACT IN AMENDMENT OF SECTION 1 OF CHAPTER 249 OF THE PUBLIC STATUTES OF THE STATE OF NEW HAMPSHIRE, IN RELATION TO SPECIAL POLICE OFFICERS.

SECTION

1. Special police officers to hold office during pleasure of selectmen, or until successors are chosen or appointed.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Amend section 1 of chapter 249 of the Public Statutes by striking out all of the words after the word "selectmen" in the fourth line of said section 1, and inserting in place thereof the words, "or until their successors are chosen or appointed," so that said section shall read as follows: "Chapter 249, section 1. The selectmen of a town, when they deem it necessary, may appoint special police officers, one of whom may be superintendent, and they shall continue in office during the pleasure of the selectmen, or until their successors are chosen or appointed."

Special police officers to hold office during pleasure of selectmen or until successors chosen or appointed.

SECT. 2. This act shall take effect upon its passage.
[Approved March 23, 1897.]

Takes effect on passage.

CHAPTER 74.

AN ACT IN AMENDMENT OF SECTION 17, CHAPTER 27 OF THE LAWS OF 1895, ENTITLED, "AN ACT IN RELATION TO THE INCORPORATION, ORGANIZATION, AND REGULATION OF STREET RAILWAY COMPANIES, AND AUTHORIZING THE USE OF ELECTRICITY AS MOTIVE POWER BY EXISTING STEAM RAILROADS."

SECTION

1. Street railway companies may mortgage property and franchises to secure bonds.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 17 of chapter 27 of the Laws of 1895 is hereby amended by striking out the word "and" in the second line of said section and inserting in place thereof the following

Street railway companies may mortgage property and franchises to secure bonds.

words: "May mortgage their property and franchises to secure the payment of their bonds, but," so that said section as amended shall read as follows: "Sect. 17. Street railway companies, whether such companies are organized under this act, or general laws, or special charter, may mortgage their property and franchises to secure the payment of their bonds, but, however authorized to issue capital stock and bonds, shall hereafter issue only such amounts of stock and bonds as may from time to time, upon investigation by the board of railroad commissioners, be deemed and be voted by them to be reasonably requisite for the purposes for which such issue of stock or bonds has been authorized. The said board shall announce a decision within thirty days from the date of the last hearing, upon the application of any street railway company for permission to issue such stock or bonds. The provisions of this section shall not apply to bonds already executed and in the hands of trustees under existing mortgages to secure the same."

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.
[Approved March 23, 1897.]

CHAPTER 75.

AN ACT TO EXEMPT THE PROPERTY OF THE NEW HAMPSHIRE COLLEGE OF AGRICULTURE AND THE MECHANIC ARTS FROM TAXATION.

SECTION

1. Exemption from taxation granted.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

Exemption from
taxation granted.

SECTION 1. That the property of the New Hampshire College of Agriculture and the Mechanic Arts is hereby exempted from taxation.

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.
[Approved March 23, 1897.]

CHAPTER 76.

AN ACT IN RELATION TO HAWKERS AND PEDDLERS.

SECTION

1. Hawkers and peddlers to procure license; exemptions.
2. Secretary of state to issue license to one filing certificate of good character from mayor or selectmen.
3. License to name towns, with sums to be paid town treasurers; fee of secretary; licensee may sell after payment to town treasurer; sums paid to be for use of town.
4. Sums to be paid town treasurers.
5. Special state licenses; fees; licensee may sell anywhere in state without other payment.

SECTION

6. Licenses good for one year; restrictions; records.
7. Licensee to show license, when; punishment for not showing; synopsis of this chapter to be on license.
8. Punishment of unlicensed peddler.
9. Disabled soldiers and sailors exempt.
10. Commercial agents selling only by sample exempt.
11. Repealing clause; licenses now issued unaffected.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. No person shall do any business as a hawker or peddler, or go about from town to town, or from place to place in the same town, exposing for sale or selling any goods, wares, or merchandise, other than provisions, agricultural implements, fruit trees and ornamental trees, vines, shrubs, books, newspapers, pamphlets, the products of his own labor or the labor of his family, and the product of his own farm or the one which he tills, the manufacturers of furniture and ladders excepted, until he shall have procured a license so to do as hereinafter provided.

Hawkers and peddlers to procure license; exemptions.

SECT. 2. The secretary of state shall grant a license to go about exposing for sale and selling any goods, wares, or merchandise to any person who files in his office a certificate signed by a mayor of a city or by a majority of the selectmen of a town, stating to their best knowledge and belief that the applicant therein named is of good moral character; but such license shall be granted to no other person. The mayor of a city or the selectmen of a town, whenever application is made for such certificate, shall forthwith act upon the same, and if in their judgment it should be issued to such applicant, shall at once issue the same. The mayor or selectmen aforesaid are hereby authorized and empowered to administer oaths when sitting to determine such applications.

Secretary of state to issue license to one filing certificate of good character from mayor or selectmen.

SECT. 3. The secretary of state shall cause to be inserted in every license the names of such cities and towns as the applicant selects, with the sums to be paid to the respective treasurers thereof, as provided in the following section, and shall receive from the applicant one dollar (\$1.00) for each city and town so inserted, which said sum shall be for the personal use of said secretary for making out said license. Every person so licensed

License to name towns, with sums to be paid town treasurers; fee of secretary; licensee may sell after payment to town treasurer; sums paid to be for use of town.

may sell as aforesaid in any city or town named in his license any goods, wares, or merchandise (not prohibited by the laws of this state) upon first paying to the treasurer of such city or town the required sum, who shall certify on the face of such license the sum so paid; and the sums paid to the treasurer of each city or town under the provisions of this act shall be for the use of such city or town.

Sums to be paid
town treas-
urers.

SECT. 4. Every person licensed under the preceding section shall pay to the treasurer of each city or town mentioned in his license the sums following, before offering or exposing for sale any goods, wares, or merchandise: For every town containing not more than one thousand inhabitants, according to the census next preceding the date of his license, five dollars (\$5.00); for towns containing more than one thousand and less than two thousand inhabitants eight dollars (\$8.00); for towns containing more than two thousand and less than three thousand inhabitants ten dollars (\$10.00); and for every thousand inhabitants in excess of three thousand one dollar (\$1.00).

Special state
licenses; fees;
licensee may
sell anywhere in
state without
other payment.

SECT. 5. The secretary of state, upon conditions required in section 2, shall grant special state licenses upon the payment by the applicant of fifty dollars (\$50.00) for the use of the state as a state license fee, and the further payment of the sum of two dollars (\$2.00) for the personal use of the secretary for issuing such license, and the person so licensed may do business as a hawker or peddler in any city or town in this state, and the person licensed under this section shall be required to pay no other license fees required by this act.

Licenses good
for one year;
restrictions;
records.

SECT. 6. All licenses issued under the provisions of this act shall bear date the day they are issued and shall continue in force one year. No such license shall be transferable, nor shall it give authority to more than one person to hawk or peddle, nor in any other way than in his own proper person; and no person shall be entitled to hold, or directly or indirectly receive the benefits of more than one license at the same time. The secretary of state and the several treasurers of cities and towns shall keep records of all such licenses upon which the sums herein provided have been paid to them, with the number of each, the names and residences of the persons licensed, and the sums received thereon, and all such records shall be open for public inspection.

Licensee to show
license, when;
punishment for
not showing;
synopsis of this
chapter to be on
license.

SECT. 7. Every person licensed to peddle as hereinbefore provided, when his license is demanded of him by a mayor, selectman, alderman, town or city treasurer, sheriff or his deputy, any constable or police officer, or any person to whom he sells or offers or exposes for sale his goods, wares, or merchandise, shall forthwith exhibit the same, and if he neglect or refuse so to do he shall be liable to the same penalty as if he had no license. A synopsis of this chapter shall be printed on each license.

Punishment of
unlicensed
peddler.

SECT. 8. Whoever goes from town to town, or from place to place in the same town, carrying for sale or exposing for sale

any goods, wares, or merchandise contrary to the provisions of this chapter, shall be punished by a fine of not more than two hundred dollars (\$200.00), or by imprisonment for not more than six months, or both.

SECT. 9. Any soldier or sailor disabled in the war for the suppression of the rebellion, or by sickness or disability contracted therein, or since his discharge from the service, shall be exempt from paying the license fees required by this act.

Disabled soldiers and sailors exempt.

SECT. 10. The provisions of this act shall not apply to commercial agents selling goods by sample only.

Commercial agents selling only by sample exempt.

SECT. 11. All acts and parts of acts inconsistent herewith are hereby repealed; but the provisions of this act shall in no way affect such licenses as are now issued and in force, during the remainder of the time they have to run.

Repealing clause: licenses now issued unaffected.

[Approved March 23, 1897.]

CHAPTER 77.

AN ACT TO AMEND CHAPTER 162 OF THE PUBLIC STATUTES, IN RELATION TO BANK COMMISSIONERS.

SECTION	SECTION
1. Reports under P. S., c. 162, s. 8, to show condition last business day of June.	2. Annual report; what to contain.
	3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. Section 8 of chapter 162 of the Public Statutes is hereby amended by striking out the words, "on the first business day in July," and inserting in place thereof, "on the last business day in June," so that said section shall read: "The treasurers of all institutions under the supervision of the bank commissioners shall balance their books at the close of business on the last business day in June, and within fifteen days thereafter shall make reports to the commissioners upon blanks furnished by them, showing the true condition of the institution at that time."

Reports under P. S., c. 162, s. 8, to show condition last business day of June.

SECT. 2. Chapter 162 of the Public Statutes is hereby amended by striking out section 9 of said chapter and inserting in place thereof the following: "Sect 9. The board shall file with the secretary of state, on or before the first day of December in each year their annual report, which shall contain a statement of the resources and liabilities of each institution under their supervision, the amount of earnings of each institution between the dates of the examinations of the commissioners, or for a twelve months' period, as they may select, and the disbursements for the same period for taxes, expenses, and other charges, together with the

Annual report, what to contain.

rate and amount of dividends paid during the same time. Said report shall also give the names of the treasurer and clerks of each institution, of the amount of the officers' bonds, the salary and compensation paid to each officer, and the kinds and amounts of stocks and bonds held by each institution, with the par value, book value, and the estimated value thereof, and the true condition of each institution. They shall make such recommendations therein as they think will promote the public good."

Takes effect on
passage.

SECT. 3. This act shall take effect upon its passage.

[Approved March 23, 1897.]

CHAPTER 78.

AN ACT IN AMENDMENT OF THE PUBLIC STATUTES, RELATING TO THE MANNER OF CONDUCTING CAUCUSES AND ELECTIONS.

SECTION

1. Elections to which act applies; "caucus" and "convention" defined for purposes of act.
2. Caucuses.
3. Conventions.
4. Certificates of nomination.
5. Nomination papers.
6. Time of filing certificates of nomination and nomination papers; filling of vacancies.
7. Nominations for city and ward officers.
8. Act may be adopted for town or city elections.
9. Objections to certificates of nomination and nomination papers; ballot-law commissioners.
10. Ballots, how prepared and what to contain.
11. Number of ballots to be furnished; specimen ballots and cards of instruction.

SECTION

12. Distribution of ballots to city and town clerks.
13. Delivery of ballots to election officers; cards of instruction to be posted; provisions in case ballots lost or destroyed.
14. Inspectors.
15. Polling places; marking shelves; guard-rail; ballot boxes.
16. Voters; how admitted within rail and furnished ballot.
17. Preparation of ballot by voter, and manner of voting.
18. Counting of ballots.
19. Assistance to voter unable to mark ballot; plurality to elect, in what cases; new ballot, in what cases and how conducted.
20. Offenses against act; punishment therefor.
21. Repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened:

Elections to which act applies; "caucus" and "convention" defined for purposes of act.

SECTION 1. The provisions of this act shall apply to all elections held for the choice of electors of president and vice-president of the United States, representatives in congress and to the general court, governor, councilors, senators, county officers, and all ward and town officers chosen at biennial elections, and to any other election of national or state officers.

The word "caucus" as employed in this act shall mean a meeting of the legal voters of any political party assembled for the purpose of choosing delegates or for the nomination of candidates for office. The word "convention" shall mean an assembly of delegates chosen at caucuses in accordance with the usage of any political party.

SECT. 2. Any caucus of legal voters representing a political party which at the biennial election next preceding polled at least three per centum of the entire vote of the state given in for governor, may choose delegates to conventions and may nominate candidates for representative to the general court and candidates for such town and ward officers as are chosen at biennial elections. Caucuses.

SECT. 3. The nomination of a candidate in an electoral district containing more than one town or more than one ward of a city may be made by a convention, except as otherwise provided for the nomination of a candidate for mayor or other city officer. Conventions.

SECT. 4. Certificates of nominations made in accordance with the provisions of sections 2 and 3 of this act, shall contain the name and residence of each candidate, the office for which he is nominated, and the political principles or party he represents, and shall be signed by the chairman and clerk of the caucus or convention, and when practicable such certificates of nomination shall be signed by each candidate, but the absence of the signature of a candidate shall not invalidate a certificate of nomination. Certificates of nomination.

SECT. 5. The nomination of a candidate may also be made by petition. Such petitions shall be styled nomination papers. Such nomination papers shall contain all the facts required in certificates of nominations, and shall be signed by such persons only as are qualified to vote at the election of the candidates named in the petition, and no voter shall sign more than one nomination paper for each officer to be voted for, and no nomination paper shall contain the names of more candidates than there are offices to be filled. Such nomination papers shall be submitted to a majority of the supervisors of the check-list of the town or ward in which the signers reside, and they shall certify what number of the signatures are the names of legal voters in said town or ward. Nomination papers.

It shall require the names of one thousand legal voters to nominate by petition a candidate for governor or other candidate to be elected by the voters of the entire state, five hundred to nominate a candidate for representative in congress, two hundred and fifty to nominate a candidate for councilor, senator, or county or city officer, and fifty to nominate a candidate elected by the voters of a town or ward of a city.

SECT. 6. Certificates of nomination and nomination papers shall be filed with the secretary of state as follows: Thirty days prior to the day of election in case of candidates to be voted for by the voters of the entire state, sixteen days in case of nominations made by wards and cities, and twenty-three days in case Time of filing certificates of nomination and nomination papers; filling of vacancies.

of all other nominations. The number of days herein given shall include Sundays, and shall end on the day before election at six o'clock in the afternoon. *Provided, however,* that in case of the death or resignation of a candidate whose nomination has been duly filed with the secretary of state, the vacancy may be filled in the same manner as the original nomination was made or by an executive committee representing the political party making the original nomination. The name so supplied for the vacancy shall be placed on the ballot instead of the name of the original candidate if the ballots have not been printed, or, if printed, new ballots containing the new nomination may be printed, if practicable. Proof of the resignation or death of a candidate shall be filed with such new nomination.

Nominations for
city and ward
officers.

SECT. 7. Candidates for mayor of a city and other candidates voted for by the voters of the entire city, may be nominated by any party recognized by section 2 of this act, in a general city caucus, or by a convention of delegates from the several wards, or by a caucus held by each ward. Candidates for officers elected by the several wards may be nominated by ward caucuses. *Provided, however,* that any party qualified to hold conventions may in caucus or convention or by its recognized political committee, make regulations concerning the manner of holding such caucuses and conventions.

Act may be
adopted for
town or city
elections.

SECT. 8. Towns, in the election of town officers chosen by ballot, and cities holding their election on a day other than the day of the biennial state election, in the choice of city and ward officers, may adopt the provisions of this act so far as they are applicable to town and city elections. In such cases the ballots shall be prepared by the town or city clerk, and printed at the expense of such town or city, and the time for filing certificates of nomination and nomination papers shall be at least six days prior to the day of election. Towns and cities having voted to adopt such provisions may rescind the vote by which they were adopted.

Objections to
certificates of
nomination and
nomination pa-
pers ; ballot-law
commissioners.

SECT. 9. Certificates of nomination made in accordance with the provisions of sections 2, 3, and 4 of this act, and nomination papers made in accordance with the provisions of section 5 of this act, shall be regarded as valid and shall be received by the secretary of state, unless objection thereto is made in writing within three days succeeding six o'clock in the afternoon of the last day for the filing of such nominations.

On or before the first day of September preceding a biennial election, the governor, with the advice of the council, shall appoint two persons from the two different political parties casting the largest number of votes at the preceding biennial election, who, with the attorney-general, shall constitute a board of ballot-law commissioners. They shall meet at the office of the secretary of state on the Tuesday next succeeding the last day for filing nominations, and shall continue in session from day to day until all questions submitted have been heard and determined. They shall consider and decide all objections to the nomination

of a candidate and all questions arising in case of nominations, and their decision shall be final. They shall receive such compensation for their services as shall be approved by the governor and the council.

SECT. 10. Ballots for use in biennial elections and in all other elections for national and state officers shall be prepared by the secretary of state, and printed and delivered at the expense of the state. Every ballot shall contain the name and residence of each candidate who has been nominated in accordance with the preceding sections, and shall contain no other name except party appellation and names of candidates for president and vice-president of the United States. In case a nomination is made by nomination papers, the words "nom. papers" shall be added to the party appellation.

Ballots, how prepared and what to contain.

The names of candidates nominated by any party or by petition shall be arranged upon the ballot in perpendicular columns and the candidates of each party shall be printed in a separate column. *Provided, however,* that in case only a part of a full list of candidates is nominated under a political designation, two or more such lists may be arranged whenever practicable in the same column.

Immediately above the name of each candidate shall be printed the political designation of the office for which he is nominated, as "For Governor," "For Senator," and the like, and at the right of the name of each candidate and on the same line there shall be a square, except that in the case of electors of president and vice-president of the United States one square shall suffice for each group of electors.

In the last or right hand column of each ballot there shall be no circle or device, but there shall be printed in the regular order the political designation of each office, as "For Governor," "For Senator," and the like, and beneath each designation there shall be left as many blank lines as there are persons to be elected to such office. Above each column or list of candidates shall be printed in large plain letters the name of the political party by which the candidates in such column were nominated. Above the party designation shall be printed a circle not less than three fourths of an inch in diameter, and such circle shall be surrounded by the following words printed in plain letters, "For a straight ticket make a cross (X) within this circle."

Whenever the approval of a constitutional amendment or other question is submitted to the vote of the people, such question shall be printed upon the ballots after, or beneath, the lists of candidates. The ballots shall be so printed as to give to each voter an opportunity to designate by a cross mark (X) in a square his answer to the question submitted.

The ballots shall be printed on plain white paper, in weight not less than that of ordinary printing paper, and there shall be no impression or mark to distinguish one ballot from another. The names of all candidates shall be printed in uniform type, and the ballots for each town or ward shall be so folded that

their width and length when folded shall be uniform. Upon the back of each ballot shall be printed, "Official ballot for," followed by the name of the town or ward for which the ballot is prepared, the date of the election, and a facsimile of the signature of the officer who prepares the ballot.

Above each circle shall be placed an emblem or device designating or distinguishing the political party assigned to that column.

The device or emblem shall be selected by the secretary of state or other officer preparing the ballots for each political party represented upon the tickets, shall be different for each of such parties, and may be the representation of a star, an animal, an anchor, or any other appropriate symbol, but neither the coat of arms nor seal of any state, nor of the United States, the national flag, nor any religious emblem or symbol, nor the portrait of any person, nor a representation of a coin, or of the currency of the United States shall be chosen as a distinguishing emblem.

Number of ballots to be furnished; specimen ballots and cards of instruction.

SECT. 11. There shall be furnished each town and ward at each election conducted under the provisions of this act, not less than sixty ballots for each fifty and fraction of fifty voters therein. The officer who prepares the ballots shall cause to be printed for each town and ward fifteen ballots, printed on tinted paper and without the facsimile indorsement, which shall be known as specimen ballots. These shall be forwarded as soon as printed to the clerk of the town or ward, who shall immediately post five copies in the most public places in the town or ward. On the morning of the day of election he shall cause ten copies to be posted outside of the guard-rail in the room in which the election is held. The officer who prepares the ballots shall also prepare full instructions for the guidance of voters at such elections, as to obtaining ballots, the manner of marking them, the method of gaining assistance, and as to obtaining new ballots in place of those accidentally spoiled, and shall cause the same to be printed in clear type, on separate cards, to be called cards of instructions; and he shall furnish a suitable number of the same to each town and ward.

Distribution of ballots to city and town clerks.

SECT. 12. The secretary of state shall send in a sealed package the ballots printed by him to the several city and town clerks, so as to be received by them twelve hours, at least, prior to the day of election. The same shall be marked on the outside, clearly designating the town or ward for which they are intended and the number of ballots of each kind inclosed; and the city and town clerks shall, on delivery to them of such package, return receipts therefor to the secretary. The secretary shall keep a record of the time when and the manner in which the several packages were forwarded.

Delivery of ballots to election officers; cards of instruction to be posted; provisions in case ballots lost or destroyed.

SECT. 13. The several city and town clerks shall deliver to the election officers, before the opening of the polls on the day of any election under this chapter, the sealed package aforesaid. At the opening of the polls in each town or ward, the seal of

the package shall be publicly broken by the ward or town clerk, and the ballots shall be delivered by him to the ballot clerks hereinafter provided for. The cards of instruction shall be immediately posted at or in each marking shelf or compartment provided in accordance with the provisions of this chapter for the marking of the ballots, and not less than three such cards shall be immediately posted in or about the polling room, outside the guard-rails. In case the ballots to be furnished to any town or ward, in accordance with the provisions of this chapter, shall fail for any reason to be duly delivered, or in case after delivery they shall be destroyed or stolen, it shall be the duty of the city or town clerk, as the case may be, to cause other ballots to be prepared substantially, as far as may be, in the form of the ballots so wanting; and upon receipt of such other ballots from him, accompanied by a statement under oath that the same have been so prepared and furnished by him, and that the original ballots have so failed to be received or have been so destroyed or stolen, the election officers shall cause the ballots so substituted to be used in lieu of the ballots wanting, as above.

SECT. 14. The mayor and board of aldermen of each city, ^{Inspectors.} and the selectmen of each town, at some time between the first and tenth day of October preceding the biennial election, shall appoint as additional election officers, to act with the clerk, moderator, and the selectmen at each polling place, four inspectors. Such officers shall be qualified voters at the said polling place, and shall be appointed from the two political parties which cast the largest number of votes for governor in the state at the biennial election next preceding their appointment, and two of the inspectors shall be of a different political faith from that of the clerk and the other inspectors. The aforesaid appointments shall be made from nominations of caucuses of the two parties above named, holden by the ward or town, provided such nominations were made on or before the first day of October. If any appointment shall not be made within the specified time, then, on the application of six qualified voters, a justice of the supreme court shall appoint. Each of said officers shall be sworn to the faithful performance of his duties, and shall hold office for two years from the first day of November in the year in which he is appointed, and until a successor is appointed and qualified.

In case of any vacancy, or the absence of any of these officers so appointed from any polling place at any election held under this chapter, the selectmen shall appoint some person qualified as aforesaid to fill said office, and the said appointment shall be made from nominations of aforesaid caucuses, or, in the absence of such nominations, then from similar nominations of the ward or town executive committee of the two parties above named, provided such nominations are made.

Two of the inspectors, one from each of the two political parties above named, shall be detailed by the moderator at the opening of the polls to act as ballot clerks. They shall have the

charge of the ballots therein and shall furnish them to the voters in the manner herein set forth. A duplicate check-list of the qualified voters shall be prepared for the use of the ballot clerk, and all the provisions of law relative to the preparation, furnishing, and preservation of check-lists shall apply to such duplicate list. The other two inspectors shall be detailed by the moderator to assist the illiterate and physically disabled in the marking of their ballots, as provided in section 19 of this act.

Polling places ;
marking
shelves ; guard-
rail ; ballot-
boxes.

SECT. 15. The selectmen in the different wards and towns shall prepare the polling places, or booths therein, and shall cause the same to be suitably provided with marking shelves or compartments at or in which voters may conveniently mark their ballots, so that in the marking thereof they may be screened from the observation of others ; and a guard-rail shall be so constructed and placed that only such persons as are inside said rail can approach within six feet of the ballot-box and of such marking shelves or compartments, or within four feet of the ballots in possession of the ballot clerks. The arrangement shall be such that neither the ballot-box nor the marking shelves or compartments shall be hidden from view of those just outside the said guard-rail. The number of such marking shelves or compartments shall not be less than one for every seventy-five voters qualified to vote at such polling place, and there shall not in any case be less than four of these marking shelves or compartments at any polling place. No persons other than the election officers and the voters, admitted as hereinafter provided, shall be permitted within said rail except by authority of the election officers, and then only for the purpose of keeping order and enforcing the law. Each marking shelf or compartment shall be kept provided with proper supplies and conveniences for marking the ballots. Cities and town shall provide suitable ballot-boxes, which shall be used at all elections therein. At the opening of the polls, and before any election under this chapter, the ballot-box shall be publicly opened and shown to be empty, and the election officers shall ascertain that fact by a personal examination of the ballot-box.

Voters ; how
admitted within
rail and fur-
nished ballot.

SECT. 16. Any person desiring to vote shall, before being admitted within the guard-rail, give his name to one of the ballot clerks, who shall thereupon likewise announce the same, and if such name is found upon the check-list by said ballot clerk, he shall put a check mark against it and again repeat the said name. The voter, unless challenged, shall then be allowed to enter the space inclosed by the guard-rail, as above provided. If his vote is challenged, he must not enter until he makes the affidavit now required by law. After he enters the inclosed space, the ballot clerk shall give him one ballot only. Besides the election officers, no more voters than the number of marking shelves or compartments provided shall be allowed in said inclosed space at one time ; but this number shall not include any voter who is engaged in the act of depositing his ballot in

the ballot box, as herein provided. If any voter spoils a ballot, he may successively receive others, one at a time, not exceeding three in all, upon returning each spoiled one. The ballots thus returned shall be immediately marked "canceled" by the ballot clerk, and, together with those not distributed to the voters, shall be preserved.

SECT. 17. On receipt of his ballot, the voter shall forthwith, and without leaving the inclosed space, retire alone to one of the voting shelves or compartments, and shall prepare his ballot as follows: He may place a cross (X) within the circle above the party name or designation, in which case his vote shall be counted for all the persons named in the column under such party or designation. In case a voter desires to vote for a candidate whose name is not printed under the circle in which he has marked, he shall erase or cancel the name of the candidate in such column for whom he refuses to vote, and may vote for the candidate of his choice by marking a cross (X) in the square opposite the name of such candidate, or by writing in the name of the person for whom he desires to vote in the right-hand column prepared for the purpose. In such case the vote so marked in the square, or so inserted in the right-hand column, shall be counted, and such ballot shall not be counted for the candidate for the same office whose name is erased. Unless canceled or erased, all names in the party columns under the circle marked by the voter shall be counted, to the exclusion of all others. One mark in the square opposite the names of candidates for electors of president and vice-president shall be counted as a vote for each. *Provided, however,* that a voter may omit to mark in any circle, and may vote for one or more candidates by marking a cross (X) in the square opposite the names, or he may insert the names of the candidates of his choice in the blank or right-hand column, and such votes shall be counted. In case of a question submitted to the vote of the people, the voter may mark in the appropriate square a cross (X) against the answer which he desires to give.

Before leaving the voting shelf or compartment, the voter shall fold his ballot without displaying the marks thereon, in the same way it was folded when received by him, and he shall keep the same so folded until he has voted. He shall immediately give his name to the ward or town clerk, who shall likewise repeat the same and place a check mark against it on his check-list. The voter shall forthwith present his ballot with the official indorsement uppermost to the moderator, who shall then deposit the same in the ballot-box. He shall mark and deposit his ballot without undue delay, and shall quit said inclosed space so soon as he has voted. No voter shall be allowed to occupy a voting shelf or compartment already occupied by another, nor to remain within said inclosed space more than ten minutes, nor to occupy a voting shelf or compartment for more than five minutes, in case all of such shelves or compartments are in use, and other voters are waiting to occupy the same. No voter, not an election officer, whose name has been checked on the list by the

Preparation of
ballot by voter,
and manner of
voting.

ballot clerks, shall be allowed to re-enter said inclosed space during said election, unless another balloting is had. It shall be the duty of the moderator to secure the observance of the provisions of this section, and of other sections relative to the duties of election officers.

Counting of
ballots.

SECT. 18. If a voter votes for more names for any one office than there are persons to be elected to such office, or if, for any reason, a disagreement occurs among those present at the counting of the ballots, as provided in this act, as to the voter's choice for any office to be filled, and a majority of those so present shall decide that it is impossible to determine the voter's choice for that office, his ballot shall be regarded as defective therein, and shall not be counted with reference to that office.

No ballot without the official indorsement shall, except as herein otherwise provided, be allowed to be deposited in the ballot-box, and none but ballots provided in accordance with the provisions of this act shall be counted.

All ballots not counted in whole or in part, on account of defects, shall be marked "defective" on the back thereof by the moderator, and shall be sealed with the other ballots cast and returned to the city or town clerks.

Immediately after the polls are closed the ballots shall be examined, and the votes for the several candidates and on the questions submitted shall be counted by the moderator, in the presence of the town clerk, the selectmen, and the other election officers herein provided.

The counting shall be public, but within the guard-rail, and shall not be adjourned nor postponed until it shall have been completed, and the whole number of ballots cast for each person and on each question submitted to the voters shall have been publicly announced. While being counted, no ballot shall be placed nearer than four feet of the guard-rail which forms the inclosure in which the counting is done, during which time only the aforesaid officers shall be allowed within said inclosure.

The check-lists and all ballots cast shall be preserved, according to existing laws for the preservation of ballots.

Assistance to
voter unable to
mark ballot;
plurality to
elect, in what
cases; new bal-
lot, in what
cases and how
conducted.

SECT. 19. Any voter who declares to the moderator that he cannot read, or that, because of blindness, or other physical disability, he is unable to mark his ballot, shall, upon his choice and request, receive the assistance of either of the election officers detailed for that purpose by the moderator; and such officer or officers shall certify on the outside thereof that it was so marked with his or their assistance, and shall thereafter give no information regarding the same.

A plurality of votes shall elect representatives to the general court, and all city, ward, and town officers elected under the provisions of this act. In case of a tie vote, or other failure to elect the aforesaid officers, the balloting may be continued until the requisite number of persons are chosen. Such subsequent balloting shall be by an open ballot in the same manner that representatives to the general court were chosen previous to 1892,

and in such case no balloting shall be begun between sunset and sunrise.

SECT. 20. It shall be a misdemeanor for any person engaged in preparing or printing the official ballot to purloin, or give away, or allow to be removed any of such ballots. A voter shall not allow his ballot to be seen or examined by any person, except as prescribed in this act, nor shall any person interfere with any voter when such voter is within the inclosed space, or attempt in any manner to influence or change his vote. No person shall destroy any certificate of nomination or nomination paper, or sign any such certificate or nomination paper, or sign the name of any other person to such certificate or nomination paper, except as provided in this act. Whoever willfully violates any of the provisions of this section shall be fined not exceeding five hundred dollars, or be imprisoned not exceeding six months. Any and all fines imposed by this section shall be paid to the county in which the person is prosecuted.

Offenses against act ; punishment therefor.

SECT. 21. Chapter 33 of the Public Statutes, and all acts and parts of acts inconsistent with this act, are hereby repealed.

Repealing clause.

[Approved March 24, 1897.]

CHAPTER 79.

AN ACT TO PROHIBIT FISHING AND BATHING IN GILMAN POND.

SECTION	SECTION
1. Bathing and fishing in Gilman pond prohibited.	2. Punishment.
	3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That no person shall bathe or fish in Gilman pond, situated in the town of Unity, and used by the village of Newport as a source of water supply for domestic purposes.

SECTION 2. Any person violating any provisions of this act shall be fined not exceeding twenty dollars.

SECTION 3. This act shall take effect upon its passage.

[Approved March 24, 1897.]

Bathing and fishing in Gilman pond prohibited.

Punishment.

Takes effect on passage.

CHAPTER 80.

AN ACT TO PROVIDE FOR THE ASSESSMENT AND COLLECTION OF AN ANNUAL STATE TAX FOR THE TERM OF TWO YEARS.

SECTION 1. State tax for 1898 and 1899.

Be it enacted by the Senate and House of Representatives in General Court convened:

State tax for
1898 and 1899.

SECTION 1. The sum of four hundred and twenty-five thousand dollars shall be raised annually for the use of the state for the years 1898 and 1899, and the state treasurer is hereby directed seasonably to issue his warrants to the selectmen of the several towns and places and to the assessors of the several cities in this state, according to the apportionment of the public taxes made at the January session of the legislature, 1895; and the selectmen of such towns and places and the assessors of such cities are hereby directed to assess the sums specified in said warrants, and cause the same to be paid to said treasurer on or before the first day of December, 1898 and 1899; and the state treasurer is hereby authorized to issue his extent for all taxes which shall remain unpaid on the dates last above named.

[Approved March 24, 1897.]

CHAPTER 81.

AN ACT IN AMENDMENT OF CHAPTER 81 OF THE PUBLIC STATUTES, RELATING TO TELEGRAPH, TELEPHONE, AND ELECTRIC LIGHT COMPANIES.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION

1. Damages by electric wires or poles to be assessed like highway damages.

SECTION

2. Takes effect on passage.

Damages by
electric wires or
poles to be
assessed like
highway dam-
ages.

SECTION 1. The sixth section of chapter 81 of the Public Statutes is hereby amended by striking out the words "and they shall give notice to all parties interested, and after hearing them shall award such damages as may be legally and justly due to such person," and substituting therefor the following, namely,

“such proceedings shall thereupon be had, including the right of appeal, as are provided in the case of assessment of damages in laying out highways by the selectmen, and in all cases arising under the provisions of this chapter such damages, if any, may be awarded as shall be legally and justly due,” so that said section shall read as follows: “Sect. 6. If any person shall be damaged in his estate by the erection of any poles or other structures, or by the stringing of any wires for which license is granted, he may apply to the selectmen to assess his damages; such proceedings shall thereupon be had, including the right of appeal, as are provided in the case of assessment of damages in laying out highways by the selectmen, and in all cases arising under the provisions of this chapter such damages, if any, may be awarded as shall be legally and justly due.”

SECT. 2. This act shall take effect upon its passage.

Takes effect on
passage.

[Approved March 24, 1897.]

CHAPTER 82.

AN ACT CONCERNING THE PRESERVATION AND INSPECTION OF BALLOTS.

SECTION

1. Disposition of ballots for certain officers at biennial elections.
2. Proceedings for obtaining inspection of ballots.

SECTION

3. Production of ballots for inspection.
4. Fee for inspection.
5. P. S., c. 34, ss. 15, 16, repealed.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. Town, ward, and city clerks receiving ballots for preservation cast at biennial elections for United States, state, and county officers and for supervisors of the check-list and moderator, shall, unless they are sooner forwarded to the secretary of state, carefully keep them for sixty days after the meeting at which they were cast, without breaking the seal or otherwise changing the condition of the package in which they were received. If any person for whom a ballot was cast and recorded at any biennial election shall so request in writing within said sixty days, the clerk having custody of the ballots shall forthwith forward them to the secretary of state, who shall receive and preserve them until the next succeeding biennial election. All ballots remaining in possession of the town, ward, or city clerk shall be destroyed at the expiration of sixty days after an election.

Disposition of
ballots for cer-
tain officers at
biennial elec-
tions.

Proceedings for
obtaining in-
spection of
ballots.

SECT. 2. If any person for whom a vote was cast and recorded for any office at a biennial election, before the expiration of ninety days, shall apply in writing to the secretary of state for an inspection of the ballots given in for all persons for such office, and state in his application the names of the opposing candidates, the secretary of state shall appoint a time for the inspection not earlier than fifteen days after the receipt of the application. Such inspection shall take place in the state house, and the secretary shall order the applicant to give notice thereof by giving to each of the opposing candidates, or leaving at his place of abode, a copy of the application and order of notice seven days at least prior to the day so appointed for inspection of the ballots. No other notice shall be required.

Production of
ballots for
inspection.

SECT. 3. At the time and place so appointed and notified, the secretary of state shall produce the ballots, and they shall be open to the inspection of the candidates and their counsel under such suitable rules as the secretary of state shall prescribe.

Fee for inspec-
tion.

SECT. 4. The candidate petitioning for an inspection of the ballots shall pay the secretary of state a fee of three dollars in full for such service.

P. S., c. 34, ss.
15, 16, repealed.

SECT. 5. Sections 15 and 16 of chapter 34 of the Public Statutes are hereby repealed.

[Approved March 24, 1897.]

CHAPTER 83.

AN ACT IN RELATION TO THE ADMINISTRATION OF THE STATE PRISON.

SECTION 1. Governor may draw warrant to provide for deficiency in income; appropriation for chaplain; appropriation for library; appropriation for repairs.

Be it enacted by the Senate and House of Representatives in General Court convened :

Governor may
draw warrant to
provide for
deficiency in
income.

SECTION 1. That in case the income of the state prison should at any time be insufficient to meet the current expenses, the governor is hereby authorized to draw his warrant on the treasury from time to time, to provide for such deficiency, out of any moneys in the treasury not otherwise appropriated.

Appropriation
for chaplain.

That the sum of eight hundred dollars annually, for the ensuing two years, be and hereby is appropriated for the payment of the salary of the chaplain of the state prison.

Appropriation
for library.

That the further sum of two hundred dollars annually be and the same is hereby appropriated for the benefit of the state prison library for the ensuing two years.

That the further sum of twenty-five hundred dollars (\$2,500) be appropriated for the repair of the prison buildings, boiler and plumbing therein; to be expended by the governor and the council, if in their opinion the whole or any part of said sum should be used for the purposes stated.
[Approved March 24, 1897.]

Appropriation
for repairs.

CHAPTER 84.

AN ACT RELATING TO THE PUBLICATION OF THE SESSION LAWS.

SECTION

- 1. State reporter to furnish acts to printer, with abstracts and index.
- 2. Compensation.

SECTION

- 3. Repealing clause.
- 4. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. It shall be the duty of the state reporter, within thirty days after the close of a session of the legislature, to furnish the public printer a fair copy of the acts and resolves of the session, with marginal abstracts and index in form and style like the Public Statutes, with an index of the subjects embraced therein.

State reporter to
furnish acts to
printer, with
abstracts and
index.

SECT. 2. He shall receive for such labor one hundred and fifty dollars for each volume of Session Laws.

Compensation.

SECT. 3. So much of section 1, chapter 5 of the Public Statutes, as is inconsistent with this act is hereby repealed.

Repealing
clause.

SECT. 4. This act shall take effect upon its passage.
[Approved March 24, 1897.]

Takes effect on
passage.

CHAPTER 85.

AN ACT IN RELATION TO THE TAKING OF ICE.

SECTION

1. Boards of health to inspect sources of domestic ice supply.
2. If waters found polluted, board to give notice of danger and that taking must cease.

SECTION

3. Punishment for cutting or taking from polluted waters or waters condemned by board.

Be it enacted by the Senate and House of Representatives in General Court convened :

Boards of health to inspect sources of domestic ice supply.

SECTION 1. It shall be the duty of boards of health of the cities and towns of the state to examine and inspect the sources from which ice is cut, or is proposed to be cut, for domestic use in such cities and towns, and to employ such means as may be necessary to determine whether the waters of such sources of ice supply have been polluted, or whether ice taken therefrom will be deleterious to the public health.

If waters found polluted, board to give notice of danger, and that taking must cease.

SECT. 2. In each case where the waters of the sources of ice supplies shall be found so polluted that the ice taken therefrom will be unhealthy or unsafe for domestic use, the board of health of the city or town concerned in the same shall immediately notify such person or persons as may have taken, or who propose to take, ice from such polluted source for their own domestic use or for sale for domestic use, of the dangerous character of the waters inspected, and that the taking of such ice for domestic use must cease.

Punishment for cutting or taking from polluted waters or waters condemned by board.

SECT. 3. Whoever knowingly or willfully shall cut or take any ice for domestic purposes from any waters which are polluted with sewage or other substance deleterious or dangerous to life or health, or from waters which a board of health has condemned, shall be fined not exceeding two hundred and fifty dollars, or imprisoned not exceeding six months.

[Approved March 25, 1897.]

CHAPTER 86.

AN ACT IN RELATION TO THE NEW HAMPSHIRE ASYLUM FOR THE
INSANE.

SECTION

1. Changes and investments of trust funds to be approved by governor and council; governor and council may direct in whose custody securities shall be kept.
2. Auditing and examination by bank commissioners under direction of governor and council.

SECTION

3. Plans and estimates of new buildings to be approved by governor and council.
4. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. No change shall be made by the trustees of the New Hampshire Asylum for the Insane of its trust funds, except upon approval by the governor and council. In making any investments of its trust funds, the trustees shall submit their recommendations to the governor and council before such investments are made. The governor and council may also direct in whose custody the bonds, notes, and other securities of the institution shall be kept.

SECT. 2. The auditing of the accounts of the trustees, or any agent appointed by them, shall be performed by the bank commissioners, under the direction of the governor and council, who shall have authority at any time to direct said commissioners to make an examination of the financial affairs of the institution.

SECT. 3. Before expending any money received from any source in the construction of new buildings, the trustees shall submit plans and estimates of all such buildings to the governor and council for their approval.

SECT. 4. This act shall take effect upon its passage.
[Approved March 25, 1897.]

Changes and investments of trust funds to be approved by governor and council; governor and council may direct in whose custody securities shall be kept.

Auditing and examination by bank commissioners, under direction of governor and council.

Plans and estimates of new buildings to be approved by governor and council.

Takes effect on passage.

CHAPTER 87.

AN ACT IN RELATION TO COUNTY AUDITORS.

SECTION

1. Supreme court to appoint county auditors to audit accounts and bills of commissioners.
2. Commissioners to file sworn statements of bills outstanding.

SECTION

3. Court to fix compensation of auditors.
4. Itemized statements and annual reports.
5. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Supreme court to appoint county auditors to audit accounts and bills of commissioners.

SECTION 1. The supreme court, on or before the first day of April annually, beginning with April, 1897, shall appoint two auditors, one from each of the two leading political parties, for each county of the state, who shall once in three months audit the accounts of the county commissioners, superintendent of the county farm, and county treasurer, in accordance with the provisions of chapter 24 of the Public Statutes. The auditors shall also audit once in three months the bills of the county commissioners for services and expenses, and report their findings to the court. *Provided, however,* that if, in the opinion of the supreme court, a semi-annual or annual audit shall be deemed sufficient in any county or counties in said state, the said court may so direct, and the auditors shall make up semi-annual or annual statements of receipts and disbursements accordingly, and the supreme court shall have authority to direct special examinations in such manner as they deem advisable, if in their judgment the same are required.

Commissioners to file sworn statements of bills outstanding.

SECT. 2. The county commissioners shall file with the auditors at each audit a sworn statement of all bills outstanding.

Court to fix compensation of auditors.

SECT. 3. The supreme court shall fix the compensation of the auditors.

Itemized statements and annual reports.

SECT. 4. The auditors shall issue for publication in any or all newspapers in the county, when requested, an itemized statement of the receipts and disbursements of the county, immediately after each audit, *provided, however,* that such publication shall be made without compensation, and shall make an annual report of the receipts and disbursements of the county for publication in the county report, together with such recommendations as they may deem advisable.

Takes effect on passage.

SECT. 5. This act shall take effect upon its passage.
[Approved March 25, 1897.]

CHAPTER 88.

AN ACT IN AMENDMENT OF CHAPTER 67 OF THE PUBLIC STATUTES, IN
RELATION TO THE LAYING OUT OF HIGHWAYS.

SECTION

1. Selectmen may lay out highway for
winter use.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

SECTION 1. The selectmen, upon petition, may, in any case where, in their judgment, the public good requires it, lay out a public road exclusively for winter use, such public road to be open as such only from November 15 till April 1, and they shall assess the damages to the owners of the land over which such public road may pass in the form of yearly rentals. Hearings shall be had upon seven days' notice to land owners; in all other respects, except as herein provided, such laying out shall be subject to the same provisions as are now required by law in the laying out of an ordinary highway.

SECT. 2. This act shall take effect upon its passage.

[Approved March 25, 1897.]

Selectmen may
lay out highway
for winter use.

Takes effect on
passage.

CHAPTER 89.

AN ACT IN AMENDMENT OF CHAPTER 160, PUBLIC STATUTES, RELATING
TO PASSENGERS, FREIGHT, AND RAILROAD POLICE.

SECTION

1. Free transportation, to whom limited.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

SECTION 1. Chapter 160 of Public Statutes is hereby amended by striking out section 5 of said chapter 160, and substituting in place thereof the following, to wit: "Section 5. No person shall ride upon a car or train who has not paid, or does not pay on demand, the established fare, except the following:

Free transportation, to whom limited.

Stockholders going to and returning from stockholders' meetings; the directors, superintendent, treasurer, and clerk of the proprietors; the directors, superintendent, treasurer, and clerk of the proprietors of other railroads with which their road has connection; persons in charge of mails and expresses; and poor persons and persons in misfortune, who are unable to pay the fare, and others to whom passes have been granted by the proper officers."

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.
[Approved March 25, 1897.]

CHAPTER 90.

AN ACT IN AMENDMENT OF AND IN ADDITION TO CHAPTER 85 OF THE PAMPHLET LAWS OF 1895, ENTITLED "AN ACT FOR THE PROTECTION AND PRESERVATION OF ORNAMENTAL AND SHADE TREES IN THE HIGHWAYS.

SECTION 1. Appropriation to carry into effect Laws 1895, c. 85.

Be it enacted by the Senate and House of Representatives in General Court convened:

Appropriation
to carry into
effect Laws 1895,
c. 85.

SECTION 1. That the sum of two hundred and fifty dollars (\$250) be and the same hereby is appropriated to carry into effect the provisions of chapter 85 of the Pamphlet Laws of 1895, entitled "An act for the protection and preservation of ornamental and shade trees in the highways."

SECT. 2. This act shall take effect upon its passage.
[Approved March 26, 1897.]

CHAPTER 91.

AN ACT IN AMENDMENT OF CHAPTER 116 OF THE LAWS OF 1895, ENTITLED "AN ACT TO PROVIDE FOR THE EDUCATION AND MAINTENANCE OF DEPENDENT MINOR CHILDREN."

Minors between three and fifteen not to be supported at county almshouse; exceptions; county commissioners to provide homes; if they do not, state board of charities to do so.

Overseers of the poor and county commissioners to find permanent homes for minors and contract for their education and support; authority of state board of charities.

Board to inspect certain institutions and report.

Secretary of state board of health to be member of board of charities.

Adoption of minor under care of board.

Repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened :

Chapter 116 of the Laws of 1895 is hereby amended as follows : Minors between three and fifteen not to be supported at county almshouse; exceptions; county commissioners to provide homes; if they do not, state board of charities to do so.

Strike out section 1 of said chapter and insert in place thereof the following : "Section 1. No minor between the ages of three and fifteen years shall be supported at any county almshouse in this state for more than sixty days, unless the consent of the board of charities shall have been obtained, excepting such as are under serious physical disability or are mentally incapacitated for education, or are under sentence for crime; and it shall be the duty of the commissioners of the various counties to find suitable homes for such minor children within said period of sixty days. On and after the expiration of said sixty days, if suitable homes have not been provided said minors, other than said county almshouse, the state board of charities shall have full control over said minor children, and shall be charged with the duty of procuring permanent homes for said minors, as a board or through such agent as said board may appoint, whenever it shall appear to them that the welfare of the minor will be promoted thereby, at the expense of the county to which such minor is chargeable, the compensation to be the same as is allowed the county commissioners."

Strike out section 3 and insert in place thereof the following : Overseers of the poor and county commissioners to find permanent homes for minors, and contract for their education and support; authority of state board of charities.

"Section 3. It shall be the duty of overseers of the poor and county commissioners, as soon as practicable, to find permanent homes for all such orphan minors, and make contracts for their education and support during minority, and all such contracts shall be subject to rescission by the state board of charities, whenever the interest of such minors shall make it necessary, and said board of charities shall have the same authority, in respect to the control of all children for whom they provide permanent homes, as is now vested in overseers of the poor and county commissioners."

Said chapter is hereby further amended by striking out section 8 and substituting in place thereof the following sections:

Board to inspect certain institutions and report. "Sect. 8. It shall be the duty of the board to inspect all state and county charitable or correctional institutions, except the state prison and the asylum for insane at Concord, and report to the governor and council and legislature biennially the result of their inspection, with a recommendation for such changes in existing laws as in their judgment the public good requires; and shall, on making such inspection, report and recommend to the county commissioners, or such other county or state officers as have the control and management of such institutions, the changes, if any, that said boards find on such inspection should be made in said institutions.

Secretary of state board of health to be member of board of charities. "Sect. 9. The secretary of the state board of health shall be, *ex officio*, member of the state board of charities and correction; and shall, when requested by the board, give advice and perform service without additional compensation except expenses incurred.

Adoption of minor under care of board. "Sect. 10. They may give any minor under their care to any suitable person, to be adopted by such person, whenever such adoption is for the best interests of said minor, providing it shall appear upon a hearing upon the petition of such person to the probate court for leave to adopt such child, that its parents have abandoned the same, or that they are unknown, and in such case notice of the proceedings may be given by publication, and no consent of the parents or others shall be required in order to legally adopt said child.

Repealing clause. "Sect. 11. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed."

Approved March 26, 1897.]

CHAPTER 92.

AN ACT IN AMENDMENT OF CHAPTER 81 OF THE PUBLIC STATUTES, RELATING TO TELEGRAPH, TELEPHONE, AND ELECTRIC LIGHT COMPANIES.

SECTION	SECTION
1. Confirmation of locations of electric lines.	2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Confirmation of locations of electric lines. SECTION 1. Chapter 81 of the Public Statutes is hereby amended by adding thereto the following section: "Section 18. The proprietors of telegraph, telephone, electric light, or elec-

tric power poles, structures, and wires, within or beneath the surface of any highway, may obtain confirmation of the locations of their lines actually constructed and operated under license, by petition to the selectmen of the town within which lines are maintained. Upon any such petition like proceedings shall be had as in the case of petitions to selectmen for laying out highways and the assessment of damages therefor, and the return thereon shall award such damages as justice and law may require."

SECT. 2. This act shall take effect upon its passage.
[Approved March 26, 1897.]

Takes effect on passage.

CHAPTER 93.

AN ACT TO REGULATE THE USE OF BICYCLES AND SIMILAR VEHICLES.

SECTION

- 1. Punishment and liability for riding bicycle on sidewalk or without bell or at more than ten miles an hour; children under twelve exempted.
- 2. Definition of terms "sidewalk," "bicycle," "tricycle," "park," "square," for purposes of act.

SECTION

- 3. Permits for riding without limit of speed.
- 4. Limitation of prosecutions under this act.
- 5. Local regulations forbidden.
- 6. Repealing clause.
- 7. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Whoever, without the permit provided for in section 3 of this act, rides a bicycle or a tricycle on a sidewalk, or rides such machine in the streets, squares, or parks of any city or town when the same is not provided with a suitable alarm bell, adapted for use by the rider, or who rides the same in the compact part of any city or town at a rate of speed exceeding ten miles an hour, shall be punished by a fine not exceeding ten dollars, and shall be further liable for all damage occasioned to any person by such unlawful act. The provisions of this section, however, shall not be construed to apply to children under the age of twelve years.

Punishment and liability for riding bicycle on sidewalk, or without bell, or at more than ten miles an hour; children under twelve exempted.

SECT. 2. The term "sidewalk" as used in this act, shall mean all sidewalks laid out as such by a city, town, or fire district, or reserved by custom for the use of pedestrians, that are within the compact part of a city, village, or fire district. Upon petition of five or more legal voters, the selectmen of towns or the mayor of cities, upon notice and hearing had, shall have the power to include within the operations of this act sidewalks without the compact part of a town or city that are built or improved by said town or city or by the abutters; but, in such case, notices to that effect shall be posted near said walks at least one

Definition of terms "sidewalk," "bicycle," "tricycle," "park," "square," for purposes of act.

week before they shall be included within the operations of this act. This act shall not include cross walks, nor footpaths outside the compact part of towns and cities that are worn only by travel and not improved by towns or cities or the abutters. Nor shall it include any paths or walks that are now or may hereafter be built for the exclusive use of bicyclists. The term "bicycle" and "tricycle," as used in this act, shall be deemed to include all vehicles propelled by the person riding the same, either wholly or in part. The term "park" and "square" as used in this act, shall not include any spaces under the control of park commissioners or a park board, or a special park department of a town or city having power to make regulations relative to such places, and this act shall not in any way abridge the powers of such commissioners, board, or department.

Permits for riding without limit of speed.

SECT. 3. The mayor of a city, or selectmen of a town, may, in their discretion, upon any special occasion, grant permits to any person or persons to ride such machines, at any rate of speed, for a time not exceeding one day upon specified portions of the public ways of such city or town, and may annex such other reasonable conditions to such permits as they shall deem proper.

Limitation of prosecutions under this act.

SECT. 4. Proceedings for the enforcement of the penalties imposed by this act shall be instituted within sixty days from the time the offense is committed.

Local regulations forbidden.

SECT. 5. No city or town shall have any power to make any ordinance, by-law, or regulation, respecting the use of bicycles or tricycles, except as provided in section 3 of this act.

Repealing clause.

SECT. 6. All acts or parts of acts inconsistent with this act are hereby repealed.

Takes effect on passage.

SECT. 7. This act shall take effect upon its passage.

[Approved March 26, 1897.]

CHAPTER 94.

AN ACT IN AMENDMENT OF SECTION 33 OF CHAPTER 10 OF THE PUBLIC STATUTES, RELATING TO THE COMMISSION OF LUNACY.

SECTION

1. Limit of expense of state for support at insane asylum of indigent insane persons removed there by commission of lunacy.

SECTION

2. Takes effect from June 1, 1897.

Be it enacted by the Senate and House of Representatives in General Court convened :

Limit of expense of state for support at insane asylum of indigent insane persons removed

SECTION 1. Section 33 of chapter 10 of the Public Statutes is hereby amended by inserting after the word "state," in the eleventh line, the words "such expense not to exceed in any one year the sum of sixteen thousand dollars (\$16,000) for all such

persons," so that said section, as amended, shall read: "Section 33. there by commission of lunacy. The commission, by one or more of their members, shall, without previous notice, visit and make thorough inspections of all asylums and other institutions for insane persons in the state, as often as once in four months. They shall examine into the care and treatment of the insane, the sanitary condition of each asylum or institution, and all other matters relating to the general welfare of the inmates. They may order the removal of any indigent insane person to the New Hampshire Asylum for the Insane for remedial treatment and such person while under such treatment shall be supported at the expense of the state, such expense not to exceed in any one year the sum of sixteen thousand dollars (\$16,000) for all such persons. When the need of such treatment shall cease, the commission shall so notify the county, town, or relative liable for the support of such inmate, and if he is longer continued at the asylum it shall be at the expense of such county, town, or relative."

SECT. 2. This act shall take effect and be in force from and after June 1, 1897. Takes effect from June 1, 1897.

[Approved March 26, 1897.]

CHAPTER 95.

AN ACT IN AMENDMENT OF CHAPTER 109 OF THE PUBLIC STATUTES, IN RELATION TO THE IMPROVEMENT OF SWAMP LANDS.

SECTION 1. Selectmen may cause swamp land to be drained or filled for advancement of agriculture.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 1 of chapter 109 of the Public Statutes is hereby amended by inserting after the word "good" in said section the words "or the advancement of agriculture," so that said section, as amended, shall read as follows: "Section 1. Selectmen, upon petition, may cause any low or swamp lands within their town to be drained or filled when the public health or good or the advancement of agriculture requires it, and may lay out and take such land, easement, or rights in land as may be necessary for the purpose."

Selectmen may cause swamp land to be drained or filled for advancement of agriculture.

[Approved March 26, 1897.]

CHAPTER 96.

NAMES CHANGED.

Names changed. From January, 1895, to January, 1897, the judges of probate have made and returned to the secretary of state the following changes of names:

Rockingham.

ROCKINGHAM COUNTY.—Hattie Donovan to Hattie Curry; Mary Helen Moore to Helen May Moore; Mabel L. Abbott to Mabel L. Burbank; Hector B. Wilson to Herbert B. Wilson; Ellen M. Pratt to Ellen M. Sawyer; Rosaltha Parks to Rose Althea Todd; Ida S. Dow to Ida S. Mason; Pauline Bicknell to Pauline Challis; Charles R. Edmunds to Charles Reuben Edmunds Bodwell; Georgianna A. Jones to Georgianna A. Garland; Mary Frances Hanscom to Mary Frances Goodwin; William Andrew Lloyd to William Andrew Lloyd Cochran; Horatio Beede Rowell to Beede H. Rowell; Nellie Louise Brennan to Nellie Louise Hill; Amelia Hill to Amelia Martin; Fred Brown to Fred Sanborn; Mary Genevive Costello to Mary Genevive Randall; Nettie M. Rowell to Nettie M. George; Mary F. Walker to Mary F. Emery; Susan F. Leathers to Susan F. Kennard; Margueritte Sullivan to Lillian F. Sullivan; George W. Witham to George W. Purington; Iva Franklin Witham to Iva Franklin Purington; Lucia A. Cotton to Lucia A. Hynes; Annie L. Darbe to Annie L. Fitts; Alphonso Davis to Alphonso Charles Davis; Emma C. Gray to Emma C. Wallace; Grace Noyes Beane to Grace Noyes Straw; Annie B. Stickney to Annie B. Sleeper.

Strafford.

STRAFFORD COUNTY.—Nettie S. Blaisdell to Nettie S. Hamilton; Nellie Riley to Nellie Brown; Georgie E. Hughes to Georgie E. York; Ernest Dufor to Ernest Carron; Margaret J. Doherty to Margaret J. Gerry; Ida May Brown to Ida May Horne; Eva E. Hoyt to Eva E. Leighton; Laura J. Corson to Laura J. Brooks; Frank W. Gibson to Frank Wilder Messer; Myra J. Nutting to Myra J. Randall; Holman Pearl to Holman Isaac Pearl; Emma D. Colomy to Emma D. Brackett; Clara Bell Hall to Iva E. Davis; Cynthia G. Currier to Cynthia G. Winkley; Mary B. Parrott to Mary B. Moody; Jennie A. Worster to Jennie A. Green; Minnie E. Tibbetts to Minnie E. Blaisdell; Jennie Juliette Duxbury to Juliette Wheeler Duxbury; Eva Sophia Stanyon to Eva Sophia Cilley; Alice May Stanyon to Alice May Cilley; Lydia E. Baker to Lydia E. O'Connor; Clara E. St. John to Clary E. Winkley; Elizabeth J. Stiles to Elizabeth J. Warren; Lillian B. Howard to Lillian B. Ayer; Irene Mae Hawsworth to Effie May Swallow.

Belknap.

BELKNAP COUNTY.—Gertie J. Goodro to Gertie J. Ames; Arthur J. Whitcomb to Arthur J. Wiggin; Anna Francis French to Anna French Thompson; May E. Thomas to May E. Burpee; Elenora P. Hatch to Elenora P. Quinby; Eva Alma Lawrence to Eva May Babb; Jennie A. Cox to Jennie A.

Clark; Ruth H. Clark to Ruth H. Canney; Mae L. Craig to Mae L. Hardy; Mary L. Symes to Mary L. Osgood; Marion G. Daniels to Marion G. Files; Bertrand N. Daniels to Bertrand N. Files; Johnnie P. Matten to Johnnie P. Shaw; Gladis Seeley to Ethel May Severance; Gladiss May Furber to Gladiss May Eaton; Richard Hooker to Irvin Jewell Severance; Alice Crosby Preble to Alice Crosby Page; Harry Cole Quinby to Henry Cole Quinby; William Rowe Jones to William D. Rowe; Helen Fidelia Leighton to Helen Leighton Merrill; John Wesley B. Stevens to Wesley B. Stevens; James Smith to James Stuart Smith.

CARROLL COUNTY.—Frank G. Lane to Frank G. Chase; Mag-^{Carroll.}gie E. Lane to Maggie E. Hale; Nellie W. Lane to Nellie W. Hobbs; Georgia Jenness to Georgia Wyman; Henry A. Grammo to Henry D. Piper; Bertha Clara Valley to Bertha Clara Demeritt; Susan Wallace, otherwise known as Susie M. Wallace, to Susan Mildred Meloon; Elizabeth Chick to Elizabeth Lawrence; Sylvia E. Moody to Sylvia E. Evans; Martha Jane Nickols to Martha Jane Hill; Maud Blackey to Maud Lillian Tilton; Edward L. Harmon to Edward L. Libbey; Chastina A. Littlefield to Chastina A. Robin; Ellen McGraw to Ellen M. Plummer; Almena S. Avery to Almena S. Sawyer.

MERRIMACK COUNTY.—Ida B. Merrill to Ida B. Flanders; ^{Merrimack.}Winnie L. Arlin to Winnie L. Hoyt; Annie B. Daniels to Annie B. Merrill; Sarah E. Dowlin to Sarah E. Hall; Agnes G. Robinson to Agnes G. Whittier; Jennie M. Kenney to Jennie M. Richardson; Eula M. Mansfield to Eula Maud Anderson; Roberta Mansfield to Roberta Mansfield Anderson; Laura E. Jameson to Ida M. Heath; Nancy M. Stevens to Nancy M. Batchelder; Alta M. Virgin to Alta M. Willey; Emma H. Tidmarsh to Emma H. Tuttle; John Langdon Tallant to John Langdon Tallant Shaw; Bell C. Ordway to Bell C. Bingham; Mary L. Follansbee to Mary L. Gould; Nellie L. Gillingham to Nellie M. Rowe; Belle Manion to Belle Eastman; Annie V. Ordway to Annie V. Morrison; Carrie E. Burgum to Carrie E. Stanyan; Carrie A. Vinica to Carrie A. Holt; Gertrude Thompson to Edith May Towle; Mamie Prescott Payne to Mamie Prescott Wheeler; Harold Gilpatrick to Harold Ferguson; Clara M. Curtice to Clara M. Young; Sadie Dennen Swift to Sadie Swift Richardson; Addie E. Piper to Addie E. Towne; George Vosburgh to George E. Wells; Isa G. Smith to Isa Laura Appleton; Harold R. Ferguson to Harold O. Haskins; Mark Brown to Mark Smith; Clyde M. Tryron to George H. Palmer; Mura Lawrence Fairbanks to Gladys May Pickard.

HILLSBOROUGH COUNTY.—George Leander Morency to George ^{Hillsborough.}Leander Dwinnell; Anna Garneau to Anna Currier; Fannie I. Noyes to Fannie I. Watson; Mary Louisa Fox to Dorothy Elizabeth Williams; Drusilla Prichard Flather to Mary Drusilla Flather; Daisy B. Waldron to Daisy B. Swallow; Florence A. Fox to Bessie Florence Fletcher; William Livermore to William Livermore Newell; Mary A. Cox to Mary A. Prescott;

Mamie E. Gates to Mamie E. Wright; Philip A. Rule to Philip A. Baker; Lillian M. Flanders to Lillian M. Ordway; Israel Resnikouitz to Israel Resnik; Philena Agnes Cook to Philena Agnes Cloyd; Emma J. Nichols to Emma J. Atwood; Bertie Parker to Albert Parker Bowker; Susan Tetu to Anna Mason; Dominique Lemay to Joseph Alfred Duplessis; George Caldwell to James Henry Brown; Jessie L. Hackett to Jessie L. Burnett; Lucyas Martin Strang to Francis Henry Phelps; Esther Antoinette Strang to Esther Antoinette Phelps; Inez Lenora Whiting to Inez Lenora Church; Leila Upham Marsh to Leila Upham; "Baby" Lane to Fred Herson Turner; Edwin Francis Colby to Edwin Francis Pike; Grace S. Ranno Holt to Grace S. Ranno; Angie L. Aldrich to Angie L. Weeks; Minnie L. Nye to Minnie L. Stoddard; Gracie Proctor to Gracie F. Ladd; Teresa Lucy Bailey to Teresa Lucy Hurley; Frank Perley Newhall to Frank Perley Hutchinson; Eugene Barriauet to Eugene Simard; Verna Camille Sefton to Mary Elizabeth Welch; Delia A. Douglass to Delia A. Phippen; Abbie L. Bridges to Abbie Louise Lincoln; Estella M. Hildreth to Estella H. Boutelle; Edward White to Edward Velsler; Hermine Camona to Hermine Geissler; Alice Alina Leveque to Lena Sumpster; Mary F. Emery to Mary F. Dow; Addie Robbins to Addie Beckwith; Max Cunzer to Max Solomon Hillson; Flora P. Dorr to Flora P. Adams; Mabel M. Hatch to Mabel M. Westcott; Josephine Kedny to Josephine Kennedy; Nellie Kedny to Nellie Kennedy; Elizabeth Kedny to Elizabeth Kennedy; Elise Gervais to Elise Dube; Kate A. Thompson to Kate A. Kelley; Antonio Berard to Antonio Berard Marcoultier; Emma I. Belford to Emma I. Clark; Rosa Flanders to Rose Linda Burton; Annie Pearl Richardson to Pearl Richardson; Alta Hall to Alta Thompson; Fern B. Marsh to Fern B. Ford; Ida M. White to Ida M. Gould.

Cheshire.

CHESHIRE COUNTY.—Harry E. Merritt to Josiah Kendall Rand; Guy Lockwood Sabin to Guy Lockwood Roby; Matilda Turner Abbott to Matilda M. Turner; Abbie E. Hicks to Abbie Elvira Chappell; Luna B. Cobb to Luna B. Hubbard; Belle Bond Paddelford to Belle Bond Wilder; Nellie May Cowan to Nellie May St. John; Blanche Ellis to Blanche Olive Jewett; Willie Chase to William Roy Brown; Addie Maria Brooks to Addie Maria Young.

Sullivan.

SULLIVAN COUNTY.—Laura E. Booth to Laura E. Angell; Florence L. Bartlett to Mabel A. Bean; Catherine May Cragin to Catherine May Stewart; Jessie M. Cutts to Jessie M. Sargent; Maude M. Holt to Maude M. Chapin; Mary E. Hill to Mary Elizabeth Knight; Florence L. Harding to Florence Lucinda Harding Eastman; Lizzie McDonald to Lizzie Lull; Constance Pollard to Susie Constance Benway; Ella Edna Putnam to Ella Edna Cutts; Ida H. Read to Ida H. Read Bellville; Flora B. Tryon to Belle Clara Russell.

Grafton.

GRAFTON COUNTY.—Joseph H. Birch to Joseph H. Bennett; Anna Mabel Cunningham to Anna Cunningham Kimball;

Nellie B. Davis to Nellie B. Chase; Cora E. Davis to Cora E. Gannett; Helen M. Draper to Helen M. Clough; Clara Descoteau to Clara Saporte; Susan Ellison to Susan A. Eastman; Emma G. Fisher to Emma G. Webster; Carl G. Heath to Carl Hoit; James Bertram Hill to James Bertram Sias; Gladys Herbert to Gladys M. Brown; Katie I. Lamb to Katie I. Sedgell; Abbie McDonough to Evelyne Myrle Percy; Clementine V. Manson to Clementine V. Davis; Daisy Mitchell to Grace Plant; Lydia Mitchell to Bonnie Belle Dow; Lena Belle Moore to Lena Mary Carpenter; Herbert Nichols to Herbert M. Tucker; Hazel P. Noble to Hazel P. Cleasly; Henry James Palmer to Henry James Wright; Walter Royce to Walter Thomas; Fred Stewart to Fred Stewart Emerson; Lydia Jennie Waldron to Jennie M. Chase; Edna B. Wallace to Gertrude Mory; Fernald H. Webber to Francis H. Spokesfield; Mary A. Webber to Mary A. Spokesfield.

COOS COUNTY.—Agnes Gertrude Fuller to Agnes Gertrude Bond; Wilfred Coughlain to Wilfred Wedge; Charles Fred Cleaveland to Fred Charles Cleaveland; Nelly Corier to Nellie Driscoll; John H. Dolloff to John H. Powers; Jennie M. L. Dolloff to Mrs. Jennie M. L. Powers; Vyrne Elliott to Vyrne Crawford; Gertrude E. Fuller to Gertrude Elethea Hildreth; Henri Gonya to Henri Fisher; J. William Greenlaw to Frank Charles Stone; Rosina Holbrook to Rosina Roberts; Madeline G. Lewis to Helen Osburne Whipp; Emma W. Lull to Emma Anna Whitney; Eva May Murry to Eva May Jodrie; Henry Osburne to Henry Thorndike Osburne; Sarah J. Ranney to Sarah J. Moore; Lena Ross to Lena Ross Stewart; Lizzie Sheehe to Maud Lois Hutchins; Helen Ross Whitham to Helen Ross Humphrey.

CHAPTER 97.

JOINT RESOLUTION AUTHORIZING THE SALE OF THE REVISED REGISTER OF THE SOLDIERS AND SAILORS OF THE WAR OF THE REBELLION.

SECTION

1. To be sold to soldiers and sailors at \$3.

SECTION

2. Takes effect on passage.

Resolved by the Senate and House of Representatives in General Court convened:

SECTION 1. That the trustees of the state library be and are hereby instructed to sell the bound copies of the revised register of soldiers and sailors of New Hampshire in the War of the Rebellion

To be sold to soldiers and sailors at \$3.

at three dollars per copy to all honorably discharged soldiers and sailors of New Hampshire who served in the War of the Rebellion.

Takes effect on passage.

SECT. 2. This joint resolution shall take effect on its passage.
[Approved February 16, 1897.]

CHAPTER 98.

JOINT RESOLUTION IN FAVOR OF THE WIDOW OF THE LATE EDWIN
P. BURPEE OF NEW LONDON.

Salary to be paid to widow.

Resolved by the Senate and House of Representatives in General Court convened :

Salary to be paid to widow.

That the state treasurer be and hereby is authorized to pay to the widow of the late Edwin P. Burpee of New London the full salary and mileage due to him as a member of the house of representatives.

[Approved February 23, 1897.]

CHAPTER 99.

JOINT RESOLUTION IN FAVOR OF THE NEW HAMPSHIRE COLLEGE OF
AGRICULTURE AND THE MECHANIC ARTS. ✓

\$2,500 annually appropriated.

Resolved by the Senate and House of Representatives in General Court convened :

\$2,500 annually appropriated.

That the sum of twenty-five hundred dollars be and is hereby appropriated for the two years' course and the horticultural department and other purposes of the New Hampshire College of Agriculture and the Mechanic Arts for each of the college years of 1897 and 1898, and the governor is hereby authorized to draw his warrant on the treasury therefor out of any money therein not otherwise appropriated.

[Approved March 10, 1897.]

CHAPTER 100.

JOINT RESOLUTION IN FAVOR OF THE SOLDIERS' HOME.

\$20,000 appropriated for "Soldiers' Home Fund."

Resolved by the Senate and House of Representatives in General Court convened:

That the sum of twenty thousand dollars is hereby appropriated out of any money in the treasury not otherwise appropriated, for the support and maintenance of the New Hampshire Soldiers' Home and the members thereof, from the first day of January, 1897, to the assembling of the legislature in 1899, in addition to such sums as the state may be entitled to receive from the general government, in aid of the support of disabled soldiers and sailors, during or for said period, and which the state treasurer is hereby authorized to receive and receipt for.

The sums so appropriated shall be known as the "Soldiers' Home Fund," and shall be subject to the order of the state board of managers, and be drawn upon orders signed by the secretary and countersigned by the governor, as provided in the act establishing said home.

[Approved March 10, 1897.]

CHAPTER 101.

JOINT RESOLUTION IN FAVOR OF THE NEW HAMPSHIRE COLLEGE OF AGRICULTURE AND THE MECHANIC ARTS.

\$3,105 appropriated for purchase of land.

Resolved by the Senate and House of Representatives in General Court convened:

That the sum of three thousand one hundred and five dollars be and is hereby appropriated to the New Hampshire College of Agriculture and the Mechanic Arts for the purpose of purchasing land bounded on three sides by the college farm, and now owned by Lucien Thompson, and that the governor is hereby authorized to draw his warrant on the treasury therefor out of any money therein not otherwise appropriated.

[Approved March 11, 1897.]

CHAPTER 102.

JOINT RESOLUTION IN FAVOR OF GEORGE N. JULIAN.

SECTION

1. \$156.89 allowed.

SECTION

2. Payment of same.

Resolved by the Senate and House of Representatives in General Court convened:

\$156.89 allowed.

SECTION 1. That George N. Julian be allowed the sum of one hundred fifty-six dollars and eighty-nine cents for services rendered during the war of the Rebellion.

Payment of
same.

SECT. 2. The governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

[Approved March 11, 1897.]

CHAPTER 103.

JOINT RESOLUTION IN FAVOR OF THE GRANITE STATE DEAF MUTE MISSION.

\$150 annually appropriated.

Resolved by the Senate and House of Representatives in General Court convened:

\$150 annually
appropriated.

That the sum of one hundred and fifty dollars annually be appropriated for the use of the Granite State Deaf Mute Mission during the coming two years, and the governor is hereby authorized to draw his warrant for the same from the money appropriated for the support and education of indigent deaf and dumb persons of this state, under chapter 86 of the Public Statutes, entitled "State aid to indigent deaf and dumb, blind, and feeble minded persons."

[Approved March 18, 1897.]

CHAPTER 104.

JOINT RESOLUTION WITH REFERENCE TO THE TITLE OF THE PROPERTY OF THE NEW HAMPSHIRE ASYLUM FOR THE INSANE.

Preamble.

Attorney-general to examine title and trustees to execute conveyances to state as advised by him.

WHEREAS, the entire property of the New Hampshire Asylum Preamble. for the Insane is owned by the state of New Hampshire, either absolutely or in trust, but the legal title of the land, buildings, and other property stands in the name of the trustees of the asylum appointed by the state, and

WHEREAS, it is desirable that the legal title should conform to the actual title, therefore,

Be it resolved by the Senate and House of Representatives in General Court convened :

That the attorney-general be directed to examine the deeds and other conveyances of title to said property, and advise the trustees what conveyances, if any, should be made to perfect the legal title of the state to said property, and the trustees be directed to execute such conveyances as may be advised by the attorney-general, and deliver the same to the governor and council in behalf of the state within sixty days from the passage of this resolution.

Attorney-general to examine title, and trustees to execute conveyances to state as advised by him.

[Approved March 24, 1897.]

CHAPTER 105.

JOINT RESOLUTION IN FAVOR OF THE SANDWICH NOTCH ROAD, IN THE TOWN OF THORNTON, AND OTHER HIGHWAYS IN THE STATE.

Highways ; \$10,650 appropriated.

Resolved by the Senate and House of Representatives in General Court convened :

That the following sums be and are hereby appropriated for the construction and repair of highways, as hereinafter specified, amounting to the sum of ten thousand six hundred and fifty dollars :

Highways : \$10,650 appropriated.

That the sum of one hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of that portion of the Sandwich Notch road that lies between Sandwich town line and Mad river bridge in the town of Thornton.

That the sum of two hundred dollars be appropriated for the repair of highways in the town of Albany, one half to be expended in 1897 and the remainder in 1898.

That the sum of fifty dollars, for each of the years 1897 and 1898, be appropriated for the repair of the north and south road in the town of Benton.

That the sum of two hundred and fifty dollars be appropriated, for each of the years 1897 and 1898, for the repair of that portion of the mountain road leading from North Woodstock to Warren that lies in the town of Woodstock.

That the sum of one hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of that portion of the highway leading from Breezy Point to North Woodstock that lies in the town of Warren.

That the sum of one hundred and fifty dollars be appropriated, for each of the years 1897 and 1898, for the repair of highways and bridges in the town of Campton.

That the sum of two hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of that portion of Sandwich Notch road that lies in the town of Sandwich.

That the sum of two hundred and fifty dollars be appropriated, for each of the years 1897 and 1898, for the repair of highways in the town of Dixville.

That the sum of five hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of the highway leading from Crawford House to the Willey House in the town of Carroll.

That the sum of three hundred and fifty dollars be appropriated, for each of the years 1897 and 1898, for the repair of the highway leading from the Willey House in Carroll to Bartlett town line.

That the sum of one hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of the highway leading from Crawford House to Fabyan House in Carroll.

That the sum of fifty dollars be appropriated, for each of the years 1897 and 1898, for the repair of Sugar Loaf road on the north side of Newfound lake in the town of Alexandria.

That the sum of one hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of the old Turnpike and Knot-hole roads, so called, lying between John Rogers's house and the old Edward Howe place, and the Whitefield and Jefferson town line.

That the sum of two hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of the highway in the town of Pittsburg, between first and second Connecticut lake.

That the sum of two hundred dollars (\$200) be appropriated, for each of the years 1897 and 1898, for the repair of the road on the

west side of the Androscoggin river from the house of L. H. Grover in Errol to Dummer line.

That the sum of one hundred fifty dollars (\$150) be appropriated, for each of the years 1897 and 1898, for the repair of the road in the town of Dummer, beginning at the east line of Dummer on the west side of the Androscoggin river; thence down the river to the north line of Milan.

That the sum of two hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of the highway from Errol to Wentworth's Location.

That the sum of seventy-five dollars be appropriated for the repair of the highway in Wentworth's Location, for each year of 1897 and 1898.

That the sum of one hundred dollars be appropriated, for each of the years 1897 and 1898, for the repairs of highways in Millsfield.

That the sum of four hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of the highway leading from North Woodstock to the Flume House.

That the sum of five hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of the highway leading from the height of land in Franconia to the Flume House.

That the sum of one hundred and fifty dollars be appropriated, for each of the years 1897 and 1898, for placing and maintaining buoys and lights in Lake Winnepesaukee and adjacent waters.

That the sum of one hundred dollars be appropriated for each of the years 1897 and 1898, for the repair of highways in the town of Dalton.

That the sum of two hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of the highway leading from Stewartstown Hollow to Diamond pond, in the town of Stewartstown.

That the sum of two hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of the Pinkham road, so called, and bridges therein, in Coos county, leading from a point near the house of George Wood, in Randolph, to the northerly line of Martin's Grant.

That the sum of one hundred and fifty dollars be appropriated, for each of the years 1897 and 1898, to assist the town of Randolph in the repair of highways in said town.

That the sum of two hundred dollars be appropriated, for each of the years 1897 and 1898, for the repair of the Pinkham Notch road, that lies in the town of Jackson.

That the sum of one hundred and fifty dollars be appropriated, for each of the years 1897 and 1898, for the repair of the Mascoma Valley and Lyme highway, in the town of Dorchester.

That the sum of fifty dollars be appropriated, for each of the years 1897 and 1898, for the repair of that part of the road leading from Kendall's Mills, so called, to the main highway between Canaan and Dorchester, that lies in the town of Groton.

All of the above to be expended under the direction of an agent or agents to be appointed by the governor and council, and the governor is hereby authorized to draw his warrant therefor from any money in the treasury not otherwise appropriated.

Also, that the sum of six hundred dollars be and the same is hereby appropriated, for the purpose of surveying, and laying out, and extending, and making plans and specifications preliminary to extending, the road between Great Boar's Head, in Hampton, N. H., and Little Boar's Head, in Rye, N. H., so that the same may extend from Massachusetts state line at Salisbury Beach to Fort Point, in Newcastle, N. H.

That the sum hereby appropriated be expended under the direction of the governor and council, and that they make report to the next legislature.

[Approved March 24, 1897.]

CHAPTER 106.

JOINT RESOLUTION IN RELATION TO DARTMOUTH COLLEGE.

\$5,000 annually appropriated.

Resolved by the Senate and House of Representatives in General Court convened:

\$5,000 annually
appropriated.

That the sum of five thousand dollars (\$5,000) shall be appropriated and paid out of the state treasury to the trustees of Dartmouth college on the warrant of the governor on the first day of September each year, for a period of two years next after the passage of this resolution, for the use of said college in its general educational work.

[Approved March 25, 1897.]

CHAPTER 107.

JOINT RESOLUTION FOR AN APPROPRIATION FOR THE CONSTRUCTION OF
A BRIDGE ACROSS SAWYER'S RIVER, IN HART'S LOCATION, AND RE-
PEALING CHAPTER 152 OF THE SESSION LAWS OF 1895.

\$2,500 appropriated ; previous appropriation repealed.

*Resolved by the Senate and House of Representatives in General
Court convened :*

That the sum of \$2,500, to construct a bridge across Sawyer's river, in Hart's Location, be and hereby is appropriated, to be expended under the direction of three commissioners appointed by the governor and council, if, in the judgment of the governor and council, it is deemed necessary ; and the governor is hereby authorized to draw his warrant for the same from any money in the treasury not otherwise appropriated, provided that the sum shall not exceed two thousand five hundred dollars ; and chapter 152 of the Session Laws of 1895, being a joint resolution appropriating money for a similar purpose, be and the same is hereby repealed.

\$2,500 appropri-
ated ; previous
appropriation
repealed.

[Approved March 25, 1897.]

CHAPTER 108.

JOINT RESOLUTION RELATING TO REPAIRS ON STATE NORMAL SCHOOL
BUILDINGS.

\$715 appropriated.

*Resolved by the Senate and House of Representatives in General
Court convened :*

That the sum of seven hundred and fifteen dollars be and is hereby appropriated for repairs and heating of state normal school buildings at Plymouth, said sum to be expended under the direction of the trustees of said school ; and the governor is hereby authorized to draw his warrant for said sum for the purpose aforesaid out of any money in the treasury not otherwise appropriated.

\$715 appropri-
ated.

[Approved March 25, 1897.]

CHAPTER 109.

JOINT RESOLUTION APPROPRIATING MONEY FOR THE CONTINUING OF THE WORK OF INDEXING THE RECORDS IN THE OFFICE OF THE SECRETARY OF STATE.

\$1,000 annually appropriated.

Resolved by the Senate and House of Representatives in General Court convened :

\$1,000 annually appropriated.

That the sum of one thousand dollars a year for two years from the first day of June, 1897, to be expended under the direction of the governor and council, be and hereby is appropriated for continuing the work of indexing the records in the office of the secretary of state, as provided in chapter 86, Session Laws of 1883.

[Approved March 26, 1897.]

CHAPTER 110.

JOINT RESOLUTION FOR AN APPROPRIATION IN FAVOR OF LIGHTING THE LIGHTHOUSE ON LOON ISLAND, IN SUNAPEE LAKE, BY ELECTRICITY, AND FOR PLACING AND MAINTAINING BUOYS ON SAID LAKE, AND FOR PLACING ADDITIONAL BUOYS ON LAKE WINNIPESAUKEE, AND REPAIRING BUOYS ALREADY EXISTING ON SAID LAKE.

\$1,100 appropriated.

Resolved by the Senate and House of Representatives in General Court convened :

\$1,100 appropriated.

That the sum of seven hundred dollars be, and the same is hereby appropriated, for lighting the lighthouse on Loon island, in Sunapee lake, by electricity, and for placing and maintaining buoys on said lake, said sum to be expended by an agent appointed by the governor, with the advice of the council ; and the governor is hereby authorized to draw his warrant for the same out of any money not otherwise appropriated.

That the sum of one hundred dollars be, and the same is hereby appropriated for the purpose of placing additional buoys at dangerous points on Lake Winnepesaukee not already pro-

vided with buoys, and for the purpose of repairing buoys on said lake already existing, the same to be expended under the direction of an agent to be appointed by the governor and council; and the governor is hereby authorized to draw his warrant for said sum of one hundred dollars out of any money in the treasury not otherwise appropriated.

And that the sum of two hundred dollars be, and the same is hereby appropriated for repairing the Miller Park Mountain road (so called) situated in the towns of Temple and Peterborough, one hundred dollars to be expended in the year 1897 and one hundred dollars in the year 1898, said sum to be expended by an agent to be appointed by the governor, with the advice of the council, and the governor is hereby authorized to draw his warrant for the same out of any money not otherwise appropriated; and that the sum of one hundred dollars be, and the same is hereby appropriated, for repairing the Crotch Mountain road (so called) situated in the town of Francetown, fifty dollars of said sum to be expended in the year 1897, and fifty dollars in the year 1898, said sum to be expended by an agent to be appointed by the governor, with the advice of the council, and the governor is hereby authorized to draw his warrant for the same out of any money not otherwise appropriated.

[Approved March 26, 1897.]

CHAPTER 111.

JOINT RESOLUTION FOR THE PLACING AND MAINTAINING BUOYS IN SQUAM LAKE.

SECTION

1. \$50 annually appropriated.

SECTION

2. Takes effect on passage.

Resolved by the Senate and House of Representatives in General Court convened :

That the sum of fifty dollars for each of the years 1897 and 1898 be and is hereby appropriated for the purpose of placing and maintaining buoys in Squam lake, the same to be expended under the direction of a committee appointed by the governor and council.

\$50 annually appropriated.

SECT. 2. This act shall take effect on its passage.

Takes effect on passage.

[Approved March 26, 1897.]

CHAPTER 112.

JOINT RESOLUTION FOR AN APPROPRIATION TO AID IN THE CONSTRUCTION OF A BRIDGE ACROSS THE ANDROSCOGGIN RIVER AT THE FORD, SO CALLED, IN THE TOWN OF SHELBURNE.

\$2,500 appropriated.

Resolved by the Senate and House of Representatives in General Court convened :

\$2,500 appropriated.

That the sum of twenty-five hundred dollars be and the same is hereby appropriated to aid in the construction of a bridge across the Androscoggin river at the ford, so called, in the town of Shelburne. Said sum is to be expended under the direction of an agent to be appointed by the governor and council, and the governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated, provided that said bridge shall be completed before the first day of January, 1899.

[Approved March 26, 1897.]

CHAPTER 113.

JOINT RESOLUTION IN FAVOR OF EDWARD L. MILES.

\$25 allowed for expenses.

Resolved by the Senate and House of Representatives in General Court convened :

\$25 allowed for expenses.

That the sum of twenty-five dollars be and the same is allowed Edward L. Miles for expenses incurred in maintaining his right to a seat in this house. The governor is hereby authorized to draw his warrant therefor out of any money in the treasury not otherwise appropriated.

[Approved March 26, 1897.]

CHAPTER 114.

JOINT RESOLUTION IN FAVOR OF THE INDUSTRIAL SCHOOL.

SECTION

1. \$2,500 appropriated.

SECTION

2. Takes effect on passage.

Resolved by the Senate and House of Representatives in General Court convened :

SECTION 1. That the sum of twenty-five hundred dollars (\$2,500) be and is hereby appropriated for the present indebtedness and necessary repairs on buildings, this sum to be expended by the advice of the trustees. And the governor is authorized to draw his warrant for the same from any money not already appropriated. \$2,500 appropriated.

SECT. 2. This joint resolution shall take effect on its passage. Takes effect on passage.
[Approved March 26, 1897.]

CHAPTER 115.

JOINT RESOLUTION AUTHORIZING THE GOVERNOR AND COUNCIL TO
DISTRIBUTE THIRTY SETS OF HITCHCOCK'S GEOLOGY.

Distribution of Hitchcock's Geology and Atlas.

Resolved by the Senate and House of Representatives in General Court convened :

That the governor and council be authorized to exchange or present thirty sets of Hitchcock's Geology and Atlas, as they shall deem for the best interest of the state. Distribution of Hitchcock's Geology and Atlas.
[Approved March 26, 1897.]

CHAPTER 116.

JOINT RESOLUTION IN FAVOR OF EDWIN F. RICHMOND AND JAMES KEARNS.

\$156.50 allowed for expenses and services.

Resolved by the Senate and House of Representatives in General Court convened :

\$156.50 allowed
for expenses
and services.

That the sum of forty-three dollars and twenty-five cents be allowed Edwin F. Richmond, and the said sum be paid him for expenses incurred by him in establishing his right to a seat in this house; and that the sum of forty-three dollars and twenty-five cents be allowed James Kearns for expenses incurred by him in defending his right to a seat in this house, and that the further sum of seventy dollars be paid him for twenty-eight days' service as a member of said house; and the governor is authorized to draw his warrants for said sums out of any money in the treasury not otherwise appropriated.

[Approved March 26, 1897.]

CHAPTER 117.

JOINT RESOLUTION IN FAVOR OF MICHAEL O'MALLEY.

\$128.60 allowed for expenses.

Resolved by the Senate and House of Representatives in General Court convened :

\$128.60 allowed
for expenses.

That the sum of one hundred and twenty-eight dollars and sixty cents be, and the same is hereby, allowed Michael O'Malley for expenses incurred in maintaining his right to a seat in this house. The governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

[Approved March 26, 1897.]

CHAPTER 118.

JOINT RESOLUTION IN FAVOR OF JOHN H. FRENCH.

\$100 allowed for expenses.

Resolved by the Senate and House of Representatives in General Court convened :

That John H. French be, and is hereby, allowed the sum of one hundred dollars for expenses incurred by him in maintaining his right to a seat in this house. The governor is hereby authorized to draw his warrant therefor out of any money in the treasury not otherwise appropriated. ^{\$100 allowed for expenses.}

[Approved March 26, 1897.]

CHAPTER 119.

JOINT RESOLUTION IN FAVOR OF ANDREW J. CROOKER.

\$213.42 allowed for expenses.

Resolved by the Senate and House of Representatives in General Court convened :

That the sum of two hundred and thirteen dollars and forty-two cents be, and the same is hereby, allowed Andrew J. Crooker for expenses incurred in maintaining his right to a seat in this house. The governor is hereby authorized to draw his warrant therefor out of any money in the treasury not otherwise appropriated. ^{\$213.42 allowed for expenses.}

[Approved March 26, 1897.]

CHAPTER 120.

JOINT RESOLUTION IN FAVOR OF JAMES H. WILLOUGHBY AND OTHERS.

Sundry appropriations.

Resolved by the Senate and House of Representatives in General Court convened :

That James H. Willoughby, John Demeritt, and Walter F. Buck be allowed the sum of three hundred and twenty dollars each. ^{Sundry appropriations.}

That Rev. Frank L. Phalen, John J. Nichols, John Woodward, Edward P. Hunt, John H. Willey, Charles W. Torr, Henry B. Stearns, Horace B. Sherburne, Charles T. Huntoon, Andy Holt, Silas G. Clifford, be allowed the sum of two hundred and eighty (\$280) dollars each.

That James F. Estes, John W. Odlin, Edward Plummer, Fred P. Richardson, and Ralph W. Gordon, be allowed the sum of one hundred and sixty dollars each.

That Josephine C. Larkin be allowed the sum of one hundred and sixty dollars.

That John W. Bourlet, Jr., be allowed the sum of eighty-eight dollars.

That Laura J. Welch be allowed the sum of fifty dollars.

That A. W. Presler be allowed the sum of eleven dollars and eighty-five cents.

That William P. Lamb be allowed the sum of two hundred dollars in full for services.

That James M. Adams be allowed the sum of twenty dollars.

That the Nashua Telegraph Publishing Company be allowed the sum of twelve dollars and fourteen cents.

That Horace L. Ingalls be allowed the sum of twenty dollars.

That William F. Whitcomb and Clark S. Edwards be allowed the sum of fifteen dollars each; that Orrin W. Head be allowed the sum of six dollars and twenty cents; Calvin Robie the sum of fourteen dollars and forty cents; Edward L. Austin and Irving Bodwell the sum of ten dollars each, in full for services rendered.

That the Times Publishing Co. be allowed the sum of ten dollars, and the John B. Clarke Co. be allowed the sum of six hundred and twenty dollars and fifty-two cents; John R. Miller be allowed the sum of two hundred and thirty-five dollars and thirty cents.

That George A. Place be allowed the sum of seventeen dollars and twenty-five cents.

That Edson C. Eastman be allowed the sum of fifty-five dollars and thirty cents; Fred L. Johnson, one dollar and forty cents; Howard & Co. be allowed one hundred and sixty-four dollars and fifty-three cents; John H. Clark, the sum of thirty dollars and twenty cents; Woodbury E. Hunt, the sum of one dollar and ninety cents; Goodhue & Milton the sum of seventeen dollars and ninety-nine cents; George R. Pierce the sum of nine dollars; Benjamin Billsborough the sum of seven dollars and twenty-one cents; J. M. Stewart & Sons Co. be allowed the sum of two hundred and forty-two dollars and ninety-four cents.

That Silsby & Son be allowed the sum of four hundred and thirty-six dollars and sixty-eight cents for stationery supplies.

That the Republican Press Association be allowed the sum of five hundred and eighty-eight dollars; the Union Publishing Company be allowed the sum of five hundred and eighty-four dollars and forty-two cents; that the N. H. Democratic

Press Co. be allowed the sum of five hundred and fifty-seven dollars and fifty-two cents.

That H. C. Pearson, G. W. Fowler, J. E. Coffin, L. B. Brown, W. T. Dodge, D. B. Donovan, G. H. Moses, H. H. Metcalf, A. H. Robinson, and J. E. Keeler, legislative reporters, be allowed the sum of one hundred dollars each; that Susie R. Morrison be allowed the sum of fifty dollars; that Edward M. Nason, Anthon W. Colby, and Orlando I. Godfrey be allowed the sum of one hundred dollars each.

[Approved March 26, 1897.]

PRIVATE ACTS.

CHAPTER 121.

AN ACT TO ESTABLISH THE CITY OF BERLIN.

SECTION

1. City constituted.
2. Wards.
3. City council.
4. Powers of mayor and council.
5. School district.
6. City takes property and debts of town and school district.
7. Representatives to general court.
8. Moderator and supervisors of check-lists.
9. Check-lists.
10. Ward meetings.
11. Election and term of councilmen and ward clerks.
12. Mayor; election, powers, vacancy, salary.

SECTION

13. Oath of mayor and council; election of city clerk.
14. Election, term, and compensation of city officers.
15. Board of education.
16. Appropriations and expenditures for schools.
17. Police court.
18. Vacancies to be filled by city council.
19. Elections.
20. First election.
21. When takes effect; adoption by town.

Be it enacted by the Senate and House of Representatives in General Court convened :

City consti-
tuted.

SECTION 1. The inhabitants of the town of Berlin in the county of Coos shall continue to be a body corporate and politic, under the name of the city of Berlin.

Wards.

SECT. 2. Said city of Berlin is hereby divided into three wards, which shall be constituted as follows, namely :

Ward one shall include all that part of said Berlin lying southerly and westerly of the following described line: Beginning on the town line between the town of Berlin and the township of Success, where said line is intersected by the range line between ranges nine and ten ; thence running westerly on said range line to its intersection with the center line of the location of the Concord & Montreal Railroad ; thence in a direct line to the center of Dead river, where it empties into the Androscoggin

river; thence up the center of Dead river to the range line between ranges seven and eight; thence westerly on said range line to its intersection with the town line between the town of Berlin and the township of Kilkenny.

Ward two shall include all that part of said Berlin lying northerly and easterly of the line above described and the following described line: beginning on the town line between the town of Berlin and the township of Success, where said line is intersected by the range line between ranges eight and nine; thence westerly on said range line to the point where it intersects the established land line between the Glen Manufacturing Company and the Berlin Falls Fibre Company; thence on said land line to the west bank of the Androscoggin river; thence in a direct line to the southerly line of lands now owned and occupied by Philip St. Laurent; thence on the line of said St. Laurent's land to School street; thence across School street to the center of Prospect street; thence on the center line of Prospect street as far as it is occupied; thence on same course as Prospect street to the check line between lots numbered four and five; thence southerly on said check line to the center line of the location of the Grand Trunk railway; thence on said railway line to the range line between ranges three and four; thence on said range line to the town line between the town of Berlin and the township of Kilkenny.

Ward three shall include all that portion of said Berlin not embraced in wards one and two as herein constituted.

SECT. 3. The administration of all the fiscal, prudential, and municipal affairs of said city and the government thereof shall be vested in one principal officer to be called the mayor, and one board, consisting of nine members, to be called the council, the members whereof shall be called councilmen. The mayor and council shall sit and act together and compose one body, and in their joint capacity be called the city council.

SECT. 4. The mayor and council created by this act shall have all the powers, and do and perform in reference to each other, or otherwise, all the duties which mayors, boards of aldermen, and common councils of cities are by law authorized or required to do or perform, either separately or otherwise; and all provisions of the statutes pertaining to the duties or powers of boards of aldermen and common councils of cities, separately or otherwise, shall be construed to apply to said city council, unless a contrary intention appears.

SECT. 5. Said city shall constitute one school district, and the administration of all fiscal, prudential, and district affairs of said district shall be vested in the city council, except such as shall hereinafter be vested in the school board.

SECT. 6. All property of said town of Berlin, or of the school district of said town, shall be vested in said city, and all debts of said town and said school district shall be considered for all purposes as the debts of said city.

Representatives
to general court.

SECT. 7. Each ward shall elect one representative to the general court until such time as any or all of said wards shall, by virtue of their constitutional rights, be entitled to a greater number.

Moderator and
supervisors of
check-lists.

SECT. 8. Each ward shall, at each state biennial election, choose by ballot a moderator and three supervisors of check-lists, who shall hold office for two years, and until their successors are elected and qualified, and shall receive for their services only such compensation as the city council may vote. Said supervisors shall perform all the duties required by law of selectmen of wards in cities and supervisors of check-lists in towns, and for all purposes requiring such officers shall be considered selectmen of said wards. The present board of supervisors of said town of Berlin shall act as supervisors and selectmen of each of said wards until supervisors are chosen by each of said wards at the next biennial election, as herein provided. They shall detail one of their number to attend each meeting in each of said wards at which supervisors are required by law to be present, and such supervisor, while in attendance on such meeting, shall have the powers and perform the duties of the full board.

Check-lists.

SECT. 9. Said supervisors, in regulating and posting check-lists, shall be governed by the law applying to the supervisors of towns, their respective wards being considered as a town for such purposes.

Ward meetings.

SECT. 10. The annual meeting of each ward shall be held on the second Tuesday of March in each year, at such place in said city as may be fixed by said city council. The first meeting of said wards shall be called by the present supervisors of the town of Berlin, at such place as they may select, and said board of supervisors shall prepare a check-list for each ward, for use at such meetings.

Election and
term of council-
men and ward
clerks.

SECT. 11. Each ward, at its annual meeting, shall elect a councilman who shall serve for three years, and a ward clerk who shall serve for one year, except that at the first election in each ward there shall be elected one councilman to serve for one year, one for two years, and one for three years.

Mayor: elec-
tion, powers,
vacancy, salary.

SECT. 12. The mayor of said city shall be chosen annually, and shall have a negative upon all the acts of the council to which his veto power would extend had the city government herein constituted provided for a board of aldermen, and such veto power shall extend to individual items of appropriations. He shall preside in all meetings of the city council, but shall have no vote except in case of an equal division. In his absence, the council may elect one of their number chairman, who shall have all the powers and perform all the duties of mayor during his absence or disability, or during a vacancy in said office from any cause. The mayor shall receive for his services an annual salary of two hundred dollars, payable semi-annually, which shall be in full for all services of every kind rendered by him in said office.

SECT. 13. The mayor and council shall annually, on the last Monday of March, meet for the purpose of taking their respective oaths, and shall elect a city clerk, who shall be clerk of the city council and have a salary of two hundred dollars per annum.

Oath of mayor and council; election of city clerk.

SECT 14. Said council shall also, within one week of said annual meeting, appoint a board of three assessors, one from each ward, who shall receive for their services seventy-five dollars each per annum; and said council shall also, within thirty days of said annual meeting, appoint a board of health of not more than three persons, a city treasurer, who shall also serve as treasurer of the board of education and receive as compensation fifty dollars per annum, a city auditor, a collector of taxes, a city solicitor, a city marshal and police officers, a highway commissioner, a chief engineer and assistant engineers of the fire department; and may create such other governmental departments and elect or appoint such other officers or agents as are necessary for the good government of the city, not otherwise provided for.

Election, term, and compensation of city officers.

The term of such officers shall be for one year, and until their successors are elected and qualified, unless sooner removed, but all officers and agents shall be subject to removal by the city council. The compensation of officers and agents whose salary is not fixed shall be only such as may be fixed by the city council.

SECT. 15. The general management and control of the public schools, and of the buildings and property pertaining thereto, shall be vested in a board of education consisting of three members, who shall be elected by the city council until such time as the city may vote to elect them at their annual ward meetings, or at special meetings called for that purpose. They shall hold office for three years, and until their successors are elected and qualified, except the terms of those first elected shall be for one, two, and three years respectively. They shall receive such compensation as may be fixed by the council, and their terms of office shall begin on the first Monday of April. Councilmen shall be ineligible to election as members of the board of education.

Board of education.

SECT. 16. The appropriations for schools shall be vested in the city council, and the school board shall be accountable to the city council for its expenditures.

Appropriations and expenditures for schools.

SECT. 17. The police court of the town of Berlin, as heretofore existing and constituted, is hereby constituted and established as the police court of the city of Berlin, and all precepts, civil and criminal, which by law are made returnable to, or which have been instituted and were pending before the said police court of the town of Berlin when the act establishing the city of Berlin shall go into effect, shall be heard and administered in said court under the name of the police court of the city of Berlin. The salary of the justice of said police court shall be the sum heretofore fixed by the town of Berlin. The justice of said court may appoint a clerk of the court, if provision is made

Police court.

by the city council of said city for his compensation; but, until such provision is made, the justice, or, in his absence, the special justice, shall be clerk as to all business before them respectively transacted in the court, and such clerk or justice shall keep a full record of all proceedings. The fees and costs imposed by said court shall be for the use of the city of Berlin, and shall be paid over to the city treasurer by any person collecting the same.

Vacancies to be filled by city council.

SECT. 18. All vacancies in the board of education and in all ward offices shall be filled by the city council.

Elections.

SECT. 19. The general provisions of the statutes relating to state biennial elections shall apply to all elections for city and ward offices.

First election.

SECT. 20. The supervisors of said town shall seasonably post check-lists and warrants for said first annual ward meetings, and shall seasonably appoint a moderator and clerk for each of said wards from the legal voters thereof, who shall, after being duly sworn, have the powers and perform the duties of their respective offices at the first annual election under this act, and until others are elected and qualified. The returns of votes provided by law to be made to the city clerk shall, at said first annual election, be made to said town supervisors, who shall forthwith perform all the duties in relation thereto which are by law assigned to the mayor and council and city clerk respectively. Said supervisors shall also select and provide a suitable place for the first meeting of the city council, and seasonably notify the members thereof of the place so selected.

When takes effect; adoption by town.

SECT. 21. This act shall take effect on the 20th day of February, 1897, provided the town shall, before that date, have adopted the same at a legal meeting called for that purpose.

If at any meeting this act shall fail of adoption, it may at the expiration of three months from such meeting and prior to January 1, 1900, be again submitted for adoption.

It shall be the duty of the selectmen to call a meeting of the town to act on said question of adoption in accordance with the foregoing provisions, upon the petition of ten or more voters of said town.

[Approved February 2, 1897.]

CHAPTER 122.

AN ACT TO AUTHORIZE THE CITY OF MANCHESTER TO APPROPRIATE A SUM OF MONEY NOT EXCEEDING SIX HUNDRED DOLLARS FOR THE PREPARATION AND PUBLICATION OF THE PROCEEDINGS OF ITS SEMI-CENTENNIAL CELEBRATION.

SECTION

1. Appropriation authorized.

SECTION

2. Takes effect on passage; repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The city of Manchester is hereby authorized to appropriate a sum not exceeding six hundred dollars for the preparation and publication of the proceedings of its semi-centennial celebration in September, 1896.

SECT. 2. This act shall take effect on its passage, and all acts and parts of acts inconsistent with this act are hereby repealed.

[Approved February 2, 1897.]

CHAPTER 123.

AN ACT TO CHANGE THE NAME OF THE WESTON & HILL CO.

SECTION

1. Name changed.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The name of the Weston & Hill Company shall be, and hereby is, changed to that of the James W. Hill Company, by which name it shall be known and transact its business.

SECT. 2. This act shall take effect upon its passage.

[Approved February 3, 1897.]

Takes effect on passage.

CHAPTER 124.

AN ACT TO LEGALIZE THE VOTE PASSED BY THE TOWN OF HOLDERNESS
AT A SPECIAL TOWN MEETING HELD JULY 13, 1895, EXEMPTING CER-
TAIN PROPERTY OF JOHN S. DAVISON FROM TAXATION.

SECTION

1. Vote legalized.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

Vote legalized.

SECTION 1. That the vote passed by the town of Holderness at its special town meeting held July 13, 1895, exempting the boarding-house property of John S. Davison from taxation for the term of ten years, is hereby legalized, ratified, and confirmed.

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.

[Approved February 3, 1897.]

CHAPTER 125.

AN ACT TO CHANGE THE NAME OF COURT CONCORD, NO. 7400, ANCIENT
ORDER FORESTERS OF AMERICA, OF CONCORD, TO COURT CONCORD,
NO. 4, FORESTERS OF AMERICA, OF CONCORD.

SECTION

1. Name changed.

SECTION

2. Repealing clause; act takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

Name changed.

SECTION 1. That the name of Court Concord, No. 7400, Ancient Order Foresters of America, of Concord, be changed to Court Concord, No 4, Foresters of America, of Concord, and it shall be hereafter known by that name.

Repealing clause; act takes effect on passage.

SECT. 2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect upon its passage.

[Approved February 16, 1897.]

CHAPTER 126.

AN ACT TO LEGALIZE THE BIENNIAL ELECTION OF THE TOWN OF LONDONDERRY, HELD NOVEMBER 3, 1896.

SECTION

1. Election legalized.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. That the biennial election of the town of Londonderry, held Tuesday, November 3, 1896, be, and the same is hereby, declared legal, and that all acts done and elections made and declared by the moderator for said meeting be, and the same are hereby, ratified and confirmed. Election legalized.

SECT. 2. This act shall take effect upon its passage.
[Approved February 16, 1897.]

Takes effect on
passage.

CHAPTER 127.

AN ACT TO LEGALIZE THE DOINGS OF THE TOWN OF DALTON AT THE BIENNIAL ELECTION HELD NOVEMBER 3, 1896.

SECTION

1. Election legalized.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

That the acts of the town of Dalton at the biennial election held Tuesday, November 3, 1896, be, and the same are hereby, declared legal, and all elections made at said meeting are hereby ratified and confirmed. Election legalized.

SECT. 2. This act shall take effect upon its passage.
[Approved February 16, 1897.]

Takes effect on
passage.

CHAPTER 128.

AN ACT AUTHORIZING THE CITY OF MANCHESTER TO RE-FUND OUT-
STANDING WATER-LOAN BONDS AS THE SAME MAY COME DUE.

SECTION

1. Re-funding authorized.
2. Bonds of January 1, 1897.

SECTION

3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Re-funding
authorized.

SECTION 1. The city of Manchester is hereby authorized to re-fund any of its outstanding water-loan bonds which were issued prior to January 1, 1893, by the issue of the same amount of bonds, which shall be issued in the same manner and under the same conditions as to time, rate of interest, and sinking fund as the five hundred thousand dollars (\$500,000) of bonds authorized by chapter 183 of the Laws of New Hampshire passed at the January session, 1893, and amended by chapter 172 of the Laws of New Hampshire passed at the January session, 1895, are to be issued, but shall not be deemed to form any part of said five hundred thousand dollars (\$500,000) of bonds, authorized by said laws.

Bonds of Jan
1, 1897.

SECT. 2. The one hundred thousand dollars (\$100,000) of bonds issued January 1, 1897, in payment of one hundred thousand dollars (\$100,000) of water-loan bonds, which became due at that date, shall be deemed a part of the water-works debt of said city of Manchester, and the annual interest upon the same shall be a charge upon the amount standing to the credit of the water-works in the city treasury; and the annual appropriation for the sinking fund for the payment of said one hundred thousand dollars (\$100,000) of bonds shall also be an annual charge upon said amount so standing to the credit of the water-works.

Takes effect on
passage.

SECT. 3. This act shall take effect upon its passage.
[Approved February 16, 1897.]

CHAPTER 129.

AN ACT ENABLING THE CITY OF SOMERSWORTH TO CONTRACT WITH
THE MANUFACTURERS' AND VILLAGE LIBRARY.

SECTION

1. Contract authorized.
2. City may pay over library fund and be excused from electing trustees.

SECTION

3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The city of Somersworth is hereby authorized to make such contracts as may be deemed expedient by the city councils with the Manufacturers' and Village Library, in order to secure to said city the free use of the library of said Manufacturers' and Village Library. Contract authorized.

SECT. 2. Said city of Somersworth is hereby authorized and empowered to turn over to said Manufacturers' and Village Library, for defraying the expenses of conducting and maintaining the library, and of purchasing new books, or for other library purposes, all sums of money required to be assessed under the provisions of chapter 118 of the Laws of the State of New Hampshire passed at the January session, 1895, for the purpose of establishing free public libraries; and if said city of Somersworth shall contract with said Manufacturers' and Village Library, and shall turn over to it said sums of money, or other additional sums of money, then said city shall not be required to elect the board of trustees provided for by said act. City may pay over library fund and be excused from electing trustees.

SECT. 3. This act shall take effect upon its passage.
[Approved February 16, 1897.]

Takes effect on passage.

CHAPTER 130.

AN ACT TO AMEND THE CHARTER OF THE CITY OF SOMERSWORTH.

SECTION

1. Wards changed; residence required for voting or holding office.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Strike out all of section 2, chapter 171, laws of 1893, after the words, "and thence northeasterly by Rochester to ward 1," and insert in place thereof the following: Wards changed.

“Ward No. 3 shall include all that part of said Somersworth bounded as follows: Commencing at the city of Dover, and the southwesterly corner of ward 2, and extending thence easterly and northeasterly, by said ward 2, to Washington street, thence easterly through Washington street and by ward 1 to Berwick, thence southerly by said Berwick to a point due east from the easterly end of Fayette street, thence westerly to and through Fayette street to Green street, thence southerly through Green street to Franklin street, thence westerly through Franklin street to Portland street, thence southerly through Portland street to South street, thence westerly through South street to proposed street now known as Locke avenue, thence southerly through Locke avenue to Myrtle street, thence in a direct line from the intersection of Myrtle street and Locke avenue to the intersection of Indigo Hill road and Green street, thence southerly by Green street and new Dover road to the town of Rollinsford, thence southwesterly by Rollinsford to Dover, and thence northwesterly by Dover to ward 2.

“Ward No. 4 shall include all that part of said Somersworth bounded by a line extending from Rollinsford northerly by ward 3 through new Dover road and Green street to the direct line from the intersection of Indigo Hill road and Green street to the intersection of Myrtle street and Locke avenue; through Locke avenue, South street, Portland street, Franklin street, Green street to Fayette street; thence easterly through Fayette street to Annis street, thence southerly through Annis street to Franklin street, thence easterly through Franklin street to Union street, thence southerly through Union street to Shorey’s lane, thence easterly through Shorey’s lane to Main street, thence southerly through Main street to town of Rollinsford, and thence southwesterly by town of Rollinsford to ward 3.

“Ward No. 5 shall include all that part of said Somersworth bounded by a line extending from Rollinsford northerly by ward 4, through Main street to Shorey’s lane, thence westerly through Shorey’s lane to Union street, thence northerly through Union street to Franklin street, thence westerly through Franklin street to Annis street, thence northerly through Annis street to Fayette street, thence easterly through Fayette street and by ward 3 to Berwick, thence southeasterly by said Berwick to Rollinsford, and thence southwesterly by said Rollinsford to ward 4.

“No person shall have a right to vote or hold office in either of the wards hereby established, unless he shall have been an actual resident of such ward, or the territory embraced therein, for the period of six months next preceding such election or next preceding the passage of this act.”

So that section 2, as amended, shall read:

“SECT. 2. The said city of Somersworth is hereby divided into five wards, which shall be constituted as follows, namely:

“Ward No. 1 shall include all that part of said Somersworth bounded by a line described as follows: Commencing at the most northerly point of said Somersworth, on the line of the

town of Berwick and the state of Maine, and extending thence southeasterly by said Berwick to a point due east from the easterly end of Washington street; thence westerly to and through Washington street to its junction with Orange street; thence northwesterly through Orange and Highland street to Prospect street, thence westerly through Prospect to Rochester street, thence northwesterly through said Rochester street and Rocky Hills road to the city of Rochester, and thence northeasterly by said Rochester to the state of Maine.

“Ward No. 2 shall include all that part of said Somersworth bounded by the following described line: Commencing at the city of Rochester and the northwesterly corner of ward 1, and extending southeasterly by ward 1 to Washington street at its junction with Green street, thence southerly through Green street to Pleasant street, thence westerly through Pleasant to High street, thence southwesterly through High street to Indigo Hill road; thence westerly through Indigo Hill road, the new road to Blackwater, and the old Blackwater road, to the city of Dover, near the dwelling of Thomas Walsh; thence northwesterly by said Dover to Rochester, and thence northeasterly by Rochester to ward 1.

“Ward No. 3 shall include all that part of said Somersworth bounded as follows: Commencing at the city of Dover, and the southwesterly corner of ward 2, and extending thence easterly and northeasterly, by said ward 2, to Washington street, thence easterly through Washington street and by ward 1 to Berwick, thence southerly by said Berwick to a point due east from the easterly end of Fayette street, thence westerly to and through Fayette street to Green street, thence southerly through Green street to Franklin street, thence westerly through Franklin street to Portland street, thence southerly through Portland street to South street, thence westerly through South street to proposed street now known as Locke avenue, thence southerly through Locke avenue to Myrtle street, thence in a direct line from the intersection of Myrtle street and Locke avenue to the intersection of Indigo Hill road and Green street, thence southerly by Green street and new Dover road to the town of Rollinsford, thence southwesterly by Rollinsford to Dover, and thence northwesterly by Dover to ward 2.

“Ward No. 4 shall include all that part of said Somersworth bounded by a line extending from Rollinsford northerly by ward 3 through new Dover road and Green street to the direct line from the intersection of Indigo Hill road and Green street to the intersection of Myrtle street and Locke avenue; through Locke avenue, South street, Portland street, Franklin street, Green street to Fayette street; thence easterly through Fayette street to Annis street, thence southerly through Annis street to Franklin street, thence easterly through Franklin street to Union street, thence southerly through Union street to Shorey's lane, thence easterly through Shorey's lane to Main street, thence southerly through Main street to town of Rollinsford, and thence southerly by town of Rollinsford to ward 3.

“Ward No. 5 shall include all that part of said Somersworth bounded by a line extending from Rollinsford northerly by ward 4, through Main street to Shorey’s lane, thence westerly through Shorey’s lane to Union street, thence northerly through Union street to Franklin street, thence westerly through Franklin street to Annis street, thence northerly through Annis street to Fayette street, thence easterly through Fayette street and by ward 3 to Berwick, thence southeasterly by said Berwick to Rollinsford, and thence southwesterly by said Rollinsford to ward 4.

Residence re-
quired for voting
or holding office.

“No person shall have the right to vote or hold office in either of the wards hereby established unless he shall have been an actual resident of such ward, or the territory embraced therein, for the period of six months next preceding such election or next preceding the passage of this act.”

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.
[Approved February 16, 1897.]

CHAPTER 131.

AN ACT IN RELATION TO THE CENTER HARBOR VILLAGE FIRE PRECINCT
IN THE TOWN OF CENTER HARBOR.

SECTION

- 1. Establishment and acts legalized.
- 2. Authority to borrow and to fund indebtedness.

SECTION

- 3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Establishment
and acts
legalized.

SECTION 1. The acts and proceedings of the inhabitants of that portion of the town of Center Harbor, now known as the Center Harbor village fire precinct in the town of Center Harbor; the acts and proceedings of the town officers of said town with reference to the establishment of said precinct or district; and all acts and proceedings of said district in its annual and special meetings are hereby legalized and made valid; and said district is hereby established, with all the powers and privileges conferred on village districts by chapter 53 of the Public Statutes.

Authority to
borrow and to
fund
indebtedness.

SECT. 2. Said district may, by vote, at any meeting regularly called, authorize its district commissioners to borrow money on the credit of the district, not exceeding fifteen thousand dollars (\$15,000), to meet the expenses that may be incurred by the

authority of the district for any of the purposes specified in section 1 of chapter 53 of the Public Statutes, and may fund its indebtedness by issuing bonds of such kinds and denominations, payable at such times and places, with interest semi-annually or annually, at a rate not exceeding five per cent per annum, as by vote it may authorize.

SECT. 3. This act shall take effect upon its passage.

Takes effect on passage.

[Approved February 16, 1897.]

CHAPTER 132.

AN ACT TO ENABLE THE CITY OF MANCHESTER TO APPROPRIATE MONEY TOWARD THE ARMORY RENT OF LOUIS BELL POST, NO. 3, GRAND ARMY OF THE REPUBLIC, AND JOSEPH FRESCHL POST, NO. 94, GRAND ARMY OF THE REPUBLIC.

SECTION

1. Appropriation authorized.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The city of Manchester is hereby authorized to appropriate a sum not exceeding two hundred dollars annually for the purpose of paying one hundred dollars annually toward the rent of the armory for Louis Bell Post, No. 3, Grand Army of the Republic, and one hundred dollars annually toward the rent of the armory for Joseph Freschl Post, No. 94, Grand Army of the Republic.

Appropriation authorized.

SECT. 2. This act shall take effect upon its passage.

Takes effect on passage.

[Approved February 16, 1897.]

CHAPTER 133.

AN ACT TO ENABLE LANCASTER ACADEMY TO UNITE WITH, AND BECOME MERGED IN, UNION SCHOOL DISTRICT NO. 1, OF LANCASTER.

SECTION

1. Academy and district may unite; conditions.

SECTION

2. Disposition of property of academy.
3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Academy and district may unite.

SECTION 1. The corporation known as the Trustees of Lancaster Academy may, within one year from the passage of this act, become united with, and merged in, Union school district No. 1, of Lancaster, by vote of the trustees of the academy and of the district, on such terms as shall be mutually agreed upon.

Conditions.

Provided, That the schools of Lancaster formed by such union shall be known as Lancaster Academy and High School; and that some department of such schools shall be maintained on the premises now occupied by said academy; and that all scholars of said Lancaster outside said Union school district who shall pass an examination as to proficiency, to be established and published jointly by the board of education of said Union school district and the school board of the town district, shall be entitled to an academic education in said Lancaster Academy and High School at the actual cost per capita (tuition and running expenses only) of maintaining the academic department of said Lancaster Academy and High School.

Disposition of property of academy.

SECT. 2. Upon completing the union here provided, the trustees of said academy shall convey all real and personal property and assets of the corporation to said Union school district, conditioned as herein provided, with reversion in case of failure by said district to observe said covenants to the town of Lancaster, for literary and educational purposes; and on the completion of such union and conveyance, said corporation of the Trustees of Lancaster Academy shall be dissolved.

Takes effect on passage.

SECT. 3. This act shall take effect and be in force on and after its passage.

[Approved February 16, 1897.]

CHAPTER 134.

AN ACT TO AUTHORIZE THE TOWN OF LANCASTER TO ISSUE CERTAIN BONDS.

SECTION

Preamble.

1. Bonds authorized.

SECTION

2. Requirements as to bonds.

3. Takes effect on passage.

WHEREAS, the town of Lancaster did, at its annual meeting in Preamble. March, 1896, vote to issue certain bonds, to fund its debt and provide for local improvements, in presumed conformity with chapter 43 of the Pamphlet Laws, passed at the January session, 1895, and

WHEREAS, the record of such meeting omits to show the passage of such vote by the necessary two thirds majority, and because the requirements of said town may demand a larger issue of such bonds than the \$30,000 originally so specified,

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The town of Lancaster may issue bonds, not to ex- Bonds authorized. ceed in amount the sum of forty thousand dollars, for the purposes set forth in its vote of March 10, 1896, and for such further and similar expenditure as it shall designate at the March meeting of the present year.

SECT. 2. Such bonds shall set forth the authority under Requirements as to bonds. which, and the purpose for which they are issued ; shall be prepared, procured, and negotiated by the committee designated by said vote of March 10, 1896, and shall be drawn and executed in substantial conformity with section 5 of said chapter 43 of the act hereinbefore cited, and in accordance with the vote or votes of said town.

SECT. 3. This act shall take effect and be in force from and Takes effect on passage. after its passage.

[Approved February 16, 1897.]

CHAPTER 135.

AN ACT TO ESTABLISH LINE BETWEEN THE TOWNS OF LIVERMORE AND
BARTLETT.

SECTION 1. Line established.

Be it enacted by the Senate and House of Representatives in General Court convened :

Line established.

SECTION 1. That line between the towns of Livermore and Bartlett shall begin at the northwest corner of the town of Albany, and strike Hart's Location at the nearest point.
[Approved February 16, 1897.]

CHAPTER 136.

AN ACT TO CHANGE THE NAME OF THE AUSTIN, FLINT & DAY COMPANY.

SECTION

1. Name changed.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Name changed.

SECTION 1. The name of the Austin, Flint & Day Company shall be, and hereby is, changed to that of the Manchester Sash & Blind Company, by which name it shall be known and trans-act its business.

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.
[Approved February 16, 1897.]

CHAPTER 137.

AN ACT AUTHORIZING THE UNITED GAS AND ELECTRIC COMPANY TO
PURCHASE AND OPERATE THE PROPERTY ACQUIRED BY THE CONSOL-
IDATED LIGHT AND POWER COMPANY.

SECTION

1. Purchase and operation authorized;
powers of borrowing and mortgag-
ing.

SECTION

2. Takes effect on passage; repealing
clause.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

SECTION 1. The United Gas and Electric Company, a corpo-
ration organized under the laws of the state of New Hampshire,
is hereby authorized to purchase, hold, maintain, and operate
the property acquired by the Consolidated Light and Power
Company, a corporation heretofore organized and doing busi-
ness under the Laws of 1889, chapter 196, and the Laws of
1893, chapter 177; and upon the purchase of said property, the
United Gas and Electric Company is hereby vested with all the
franchises, rights, and powers granted to said Consolidated Light
and Power Company, and it may issue stock to the amount of
three hundred thousand dollars, and it may hire money, issue
bonds and secure the payment thereof by mortgages of its prop-
erty, rights, and franchises in a sum not exceeding the amount of
the capital stock, viz., three hundred thousand dollars.

Purchase and
operation au-
thorized; powers
of borrowing
and mortgaging.

SECT. 2. This act shall take effect upon its passage, and all
acts and parts of acts inconsistent with this act are hereby re-
pealed.

Takes effect on
passage; repeal-
ing clause.

[Approved February 16, 1897.]

CHAPTER 138.

AN ACT AUTHORIZING THE HARTFORD WATER COMPANY OF HARTFORD, VT., TO EXTEND ITS SYSTEM OF WATER-WORKS INTO THE VILLAGE OF WEST LEBANON, N. H.

SECTION

1. Made a corporation of this state.
2. May extend works to supply West Lebanon with water.
3. May buy property; privileges in streets, etc.
4. Eminent domain.
5. Assessment of damages.

SECTION

6. May contract to supply water to persons and corporations.
7. Lebanon and fire districts may contract for supply of water.
8. Takes effect on passage; subject to repeal.

Be it enacted by the Senate and House of Representatives in General Court convened :

Made a corporation of this state.

SECTION 1. The Hartford Water Company, incorporated by the legislature of the state of Vermont by an act passed November 24, 1890, is hereby made and constituted a corporation within this state and in the authority thereof, with all the rights and privileges, and subject to all the liabilities and duties which now are or may hereafter become incident to corporations of a similar nature by the laws of this state.

May extend works to supply West Lebanon with water.

SECT. 2. Said corporation is hereby authorized and empowered to continue, extend, and prolong its pipes, conduits, and water-works from the east line of the town of Hartford, in the state of Vermont, to the village of West Lebanon, in the town of Lebanon, in this state, for the purpose of supplying the inhabitants of said village of West Lebanon with an abundant supply of water for public and domestic use.

May buy property; privileges in streets, etc.

SECT. 3. Said corporation is empowered to purchase and hold, in fee simple or otherwise, any existing aqueduct system, and any real or personal estate necessary for carrying into effect the purposes of this act, not exceeding in value five thousand dollars at the time of the purchase, and said corporation is authorized to enter upon and break ground, dig ditches, and make excavations in any street, place, square, passageway, highway, water course, or railroad through which it may be deemed necessary for the pipes, conduits, and water-works to pass, be, or exist, for the purpose of placing said pipes, conduits, water-works, and such other material as may be deemed necessary for building said water-works, and to relay and repair the same, subject to such regulations as to the safety of the citizens and security of the public travel as may be prescribed by the selectmen of the town of Lebanon; and *provided* such corporation put such street, place, square, passageway, highway, water-course, or railroad, as speedily as possible, in as good condition as before the laying out and construction of said pipes, conduits, and water-works.

SECT. 4. Said corporation is authorized to dig ditches, and make excavations through, over, in, or upon any land or inclosure through which it may be deemed necessary for said pipes, conduits, and water-works to be or exist, for the purpose of conducting said water, and placing such pipes, other materials, or works as may be necessary for operating such water-works, or repairing or maintaining the same. Eminent domain.

SECT. 5. If said corporation shall not be able to agree with the owners thereof for the damages that may be done by said corporation, or the owners shall be unknown, either party may apply to the supreme court at the trial term of the southern judicial district of the county of Grafton to have the same laid out, and the damages determined; and said court shall refer the same to the county commissioners for said county, who shall appoint a time and place of hearing, and give notice thereof in the same manner as now provided for laying out highways. Said commissioners shall make a report to said court, and said court may issue execution therein accordingly; but if either party shall desire it, they may have the same right of appeal from such assessment and award as now exists in case of lands taken for highways by the action of said commissioners. Assessment of damages.

SECT. 6. Said corporation may contract with individuals and corporations for supplying them with water, and may establish such tolls, and charge such rent for the use of water as shall be deemed reasonable. May contract to supply water to persons and corporations.

SECT. 7. Said town of Lebanon, or any fire precinct or district within such town, now existing, or which may be hereafter created, shall have the power to make such contract for a term of years with said corporation for a supply of water, and the establishment of hydrants for the extinguishment of fires, and other necessary and proper purposes, as may be authorized by vote of said town, or fire precinct, or district, at any meeting of said town, precinct, or district, the call of which shall contain a notification of that purpose. Lebanon and fire district may contract for supply of water.

SECT. 8. This act shall take effect upon its passage, and the legislature may alter, amend, or repeal the same whenever the public good requires. Takes effect on passage; subject to repeal.

[Approved February 16, 1897.]

CHAPTER 139.

AN ACT TO AUTHORIZE THE BARTLETT VILLAGE FIRE PRECINCT TO
PURCHASE AND MAINTAIN A SYSTEM OF WATER-WORKS.

SECTION

1. Establishment and acts of precinct legalized; precinct incorporated.
2. May buy property and rights of Bartlett Water Co.
3. How price fixed, if no agreement.
4. Eminent domain.

SECTION

5. Contracts; regulations and tolls; officers.
6. Appropriating or borrowing money; notes or bonds; exemption from taxation.
7. Repealing clause; takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Establishment
and acts of pre-
cinct legalized;
precinct
incorporated.

SECTION 1. The acts of the officers of the town of Bartlett, and of the inhabitants and officers of the Bartlett Village Fire Precinct, under said name or under the name adopted by said precinct from time to time in relation to the establishment of said precinct, and all the acts relating thereto in the election of its officers, in the management and control of its affairs, and all the official acts of the officers of said precinct in the management and control of the same, are hereby legalized, ratified, and confirmed; and the inhabitants of said precinct are hereby made a body politic and corporate under the name of the Bartlett Village Fire Precinct, and are hereby vested with all the powers and privileges incident to corporations of a similar nature.

May buy prop-
erty and rights
of Bartlett
Water Co.

SECT. 2. The said Bartlett Village Fire Precinct is hereby authorized and empowered to take, purchase, hold, maintain, and own, in fee simple or otherwise, the water-works of the Bartlett Water Company, consisting of its works, structures, fixtures, property, rights, franchises, and estate of whatever nature, at a price to be agreed upon or fixed by reference between said precinct and said water company, for the purpose of supplying said precinct with water for domestic, fire, park, sewerage, and other purposes; and upon the purchase of the property of said water company, said precinct shall be and is hereby invested with the franchises, rights, and powers granted the Bartlett Water Company by chapter 278 of the Laws of 1893, or by the public laws.

How price fixed,
if no agreement.

SECT. 3. Should said precinct be unable to agree with said water company upon a fair and equitable price for its property, application may be made to the supreme court for the county of Carroll, at the trial term thereof, for estimating the value of said property, rights, and franchises, and said court shall refer the same to the county commissioners of said county, as provided in section 4 of this act.

Eminent
domain.

SECT. 4. Said precinct is authorized and empowered to enter upon, take, and appropriate any springs, streams, or ponds not

belonging to any aqueduct company, to construct reservoirs, to make excavations through, over, in, or upon any land or inclosure, street, highway, or lane through which it may be necessary to pass or lay its pipes, to construct its reservoirs and water works, or to repair the same. *Provided*, that if it shall be necessary to enter upon and appropriate any stream, spring, or pond, or any land for the purposes aforesaid, or to raise or lower the level of the same, and if an agreement with the owners thereof for the damages that may be done by said precinct cannot be made, or if such owners shall be unknown, said precinct, or the parties injured, may apply to the supreme court at a trial term of the same in Carroll county, to have the same laid out and the damages determined, and the said court shall refer the same to the county commissioners for said county, who shall appoint a time and place of hearing in the same manner as is provided by law for the laying out of highways. If either party shall desire before reference to the commissioners, they shall be entitled to trial by jury in such manner and under such regulations as the court may prescribe.

SECT. 5. Said precinct is authorized and empowered to contract with individuals or corporations for supplying said precinct with water, to make such other contracts, establish such regulations and tolls for the use of water, as may from time to time be deemed proper, and to elect such officers or commissioners as may be necessary, and prescribe their duties.

SECT. 6. Said precinct is also authorized, at any annual or special meeting duly called, to raise and appropriate, borrow, or hire such sums of money on the credit of the precinct as may from time to time be deemed advisable for the purposes of defraying the expense of purchasing the property of said water company, said real estate and rights, and for constructing, maintaining, and operating said water-works, said sum not to exceed twenty-five thousand dollars (\$25,000), and to issue its notes or bonds therefor, which, with said water-works, shall be exempt from taxation.

SECT. 7. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect upon its passage.

[Approved February 16, 1897.]

Contracts;
regulations and
tolls; officers.

Appropriating or
borrowing
money; notes or
bonds; exemp-
tion from
taxation.

Repealing
clause: takes
effect on
passage.

CHAPTER 140.

AN ACT IN AMENDMENT OF AN ACT PASSED JULY 12, 1876, ENLARGING SCHOOL DISTRICT NO. 20 STREET LIGHTING PRECINCT, IN CONCORD.

SECTION

1. City council of Concord may change boundaries of precinct.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

City council of Concord may change boundaries of precinct.

SECTION 1. The city council of Concord shall have full power and authority, by concurrent vote of the two branches thereof, to enlarge, modify, define, and alter, from time to time, as the public interests and the increasing population of said city may require, the boundaries of school district No. 20 street lighting precinct, in said city, authorized by the act of July 12, 1876; and the inhabitants and property that may be included within the boundaries of said precinct, as so enlarged, modified, defined, or altered, shall be subject to all the liabilities of the inhabitants and property of said precinct as originally constituted.

Takes effect on passage.

SECT. 2. This act shall take effect from and after its passage. [Approved February 16, 1897.]

CHAPTER 141.

AN ACT IN AMENDMENT OF THE CHARTER OF THE TRUSTEES OF THE PROTESTANT EPISCOPAL CHURCH IN NEW HAMPSHIRE, APPROVED JULY 10, 1846.

SECTION

1. Number of trustees to be eleven; election of additional number and filling of vacancies; power to borrow money and secure its payment.

SECTION

2. Quorum.
3. Repealing clause; act takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Number of trustees to be eleven; election of additional number and filling of vacancies ;

SECTION 1. The number of said trustees shall hereafter be eleven. The existing board of trustees shall elect, at their next meeting after the passage of this act, a sufficient number of persons to complete the full number of trustees herein provided for,

and whenever thereafter any vacancy in said board may exist, the same shall be filled by the then existing board of trustees.

power to borrow money and secure its payment.

The name of every person elected a trustee under the provisions of this act shall be submitted to the next succeeding annual convention of the Protestant Episcopal church in the diocese of New Hampshire for approval or rejection; but every person thus elected by the board of trustees shall possess all the powers and qualifications of a trustee from the time of his election until and unless he shall be rejected by said convention.

The said trustees may, from time to time, borrow on the credit of the corporation such sums of money as the exigencies of the diocese may require, and may mortgage or pledge any of the property or securities of the corporation as security for the payment thereof.

SECT. 2. Five members of the board shall constitute a quorum for the transaction of any and all business.

Quorum.

SECT. 3. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

Repealing clause; act takes effect on passage.

[Approved February 16, 1897.]

CHAPTER 142.

AN ACT TO ESTABLISH A SPECIAL SCHOOL DISTRICT IN JACKSON.

SECTION

- 1. District constituted, as herein specified.
- 2. Voters to vote on establishment of district.
- 3. Officers and their powers.
- 4. District, at annual meeting, may raise money for schools.
- 5. District, at any meeting, may raise money for schools; how assessed, collected, paid over, and accounted for.

SECTION

- 6. Accounts of school board; auditing; fiscal year; annual meeting.
- 7. School district property and indebtedness transferred.
- 8. Division of school money.
- 9. Repealing clause.
- 10. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. So much of the territory of the town of Jackson as is comprehended within school district numbered one under the district system, the description and bounds of which appear on the records of said town, shall be constituted and known as a special school district in said town in the manner specified in this act.

District constituted, as herein specified.

Voters to vote on establishment of district.

SECT. 2. Upon petition of ten or more legal voters residing in said district, the selectmen of said town shall call a meeting of the legal voters in said district in the same manner in which town meetings are required by law to be warned, the notices being posted in two public places in said district. At such meeting the legal voters resident in the territory above described may by vote establish such special school district, and shall thereupon be invested with the powers belonging to towns in respect to schools, as specified in this act.

Officers and their powers.

SECT. 3. The voters at said meeting, and at each annual meeting, shall elect by ballot a moderator, clerk, three members of the school board, and of said members of the school board, one shall be elected at the first meeting to serve for a term of one year, one for two years, and one for three years; and after the first year one member of the school board shall be elected at each annual meeting, to serve for a term of three years. All of said officers shall be elected by a plurality of votes. The moderator and clerk shall exercise, in relation to district meetings, the like powers to those of moderator and clerk of towns. The clerk shall have in said district the same powers and perform the same duties as the clerk in towns. The members of the school board shall have, within the district, all the powers of members of school boards of towns respecting schools. They shall control and direct the expenditure of all moneys raised under authority of the district and by the town for expenditure in the district.

District at annual meeting may raise money for schools.

SECT. 4. The district, at its annual meeting, shall determine what amount, to be levied by authority of the town, shall be raised for the maintenance of schools in the district, in addition to the sum appropriated by the town.

District at any meeting may raise money for schools; how assessed, collected, paid over, and accounted for.

SECT. 5. Said district may vote to raise money at any meeting, in addition to the amount raised by the town, for expenditure in the district for the support and maintenance of schools. All votes to raise money by taxation shall be certified by the clerk of the district and seasonably transmitted to the selectmen of the town, and the sums so voted shall be assessed, collected, and paid over from the town treasury upon the order of the selectmen to the school board, when raised for school purposes, as the same may be required by said board. All school taxes levied in the district shall be collected in money by the collector of other taxes in said town, and in the first instance paid into the town treasury. A separate account of the same shall be kept by the town treasurer, but the school fund shall be expended and accounted for by the school board of the district.

Accounts of school board; auditing; fiscal year; annual meeting.

SECT. 6. The school board shall annually prepare and submit a detailed account of all its transactions, its receipts and expenditures, itemized statements of the prices paid, to whom, for whom, and for what all such payments have been made, with a statement of all outstanding bills due or claimed to be due against the district at the close of the fiscal year. Such accounts shall be audited by the town auditors before the 15th day of February in

each year, and in their reports said auditors shall state in regard to any illegal expenditures that they may find in the transactions of the school board. The fiscal year of the district shall end on the 15th day of February. The annual meeting shall be held in March after the second Tuesday. In the case of the failure of the school board to call the annual meeting in time for its holding in the period named by this act, it shall be called in the manner in case of similar lapses in school districts.

SECT. 7. All the property of said school district known as number one in said town shall become the property of said special school district, which shall satisfy and assume any indebtedness, if any there be, of said district. School district property and indebtedness transferred.

SECT. 8. Said special school district shall be entitled to its proportionate share of all money raised for the support and maintenance of schools in town, to be divided in same manner as under the town system. Division of school money.

SECT. 9. All acts and parts of acts inconsistent with this act are hereby repealed. Repealing clause.

SECT. 10. This act shall take effect upon its passage.

Takes effect on passage.

[Approved February 16, 1897.]

CHAPTER 143.

AN ACT TO SEVER A PORTION OF THE TOWN OF BATH FROM SAID TOWN
AND ANNEX THE SAME TO THE TOWN OF MONROE.

SECTION

1. Part of Bath annexed to Monroe.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. That the following described territory in the town of Bath, county of Grafton and state of New Hampshire, namely, Part of Bath annexed to Monroe. commencing at the northwest corner of the home farm of Andrew J. Leighton; thence easterly along the northerly line of said Leighton's farm to the southeasterly corner of the land of M. Soper Bedell; thence northerly along the easterly line of said Bedell's land and the line of the home farm of M. S. Johnson to the southerly line of land of Larkin Hastings; thence easterly and northerly along the easterly line of said land of said Hastings and land of Henry H. and Lizzie Randall to the southeasterly corner of the town of Monroe; thence along the southerly line of said town of Monroe to the Connecticut river; thence down said river to the point

or place begun at, including that portion of the Connecticut River in this state opposite said territory,—be, and the same hereby is, severed from said town of Bath and annexed to the town of Monroe, in the county and state aforesaid.

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.

[Approved February 17, 1897.]

CHAPTER 144.

AN ACT TO INCORPORATE THE CONWAY ELECTRIC LIGHT, POWER, AND HEAT COMPANY, OF CONWAY.

SECTION

1. Corporation constituted.
2. Capital; power to hold and mortgage property.
3. May manufacture certain electrical machinery and appliances.
4. May distribute electricity in Conway, regulate use, and collect rents; Conway and precincts may contract.

SECTION

5. Powers as to holding property.
6. Placing of wires.
7. Eminent domain.
8. First meeting.
9. Subject to repeal; repealing clause; takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Corporation constituted.

SECTION 1. A. Crosby Kennett, Benjamin F. Clark, Joel E. Morrill, John B. Nash, Nathan W. Pease, William Kennett, and S. M. Hobson, and their successors and assigns, shall be, and hereby are made, a body politic and corporate by the name of "The Conway Electric Light, Power, and Heat Company," to be located in said Conway in this state, and are hereby vested with all the authority, powers, and privileges, and subject to the liabilities, incident to corporations of a similar nature.

Capital; power to hold and mortgage property.

SECT. 2. The capital stock of said corporation shall not exceed twenty-five thousand dollars; it may acquire and hold real and personal estate necessary and convenient for carrying out the provisions of this act; and it may issue bonds and other obligations, secured by mortgage of its franchise and other property, to carry out the purposes for which it is created.

May manufacture certain electrical machinery and appliances.

SECT. 3. This corporation shall have power and authority to manufacture machinery and appliances connected with and incident to the use of, and convenient for producing, developing, measuring, and utilizing electricity and electrical agencies for lighting, power, heating, and mechanical purposes.

May distribute electricity in Conway, regulate use and collect rents;

SECT. 4. This corporation shall have power and authority to distribute electricity through said town of Conway; may regu-

late the use of the same, and fix and collect rents to be paid for the same. The said town and precincts therein is hereby authorized to contract with said corporation for electricity for public uses, on such terms as the parties may agree, and to raise money therefor in the same manner as other town and precinct charges.

SECT. 5. Said corporation shall have power and authority to take and hold by purchase any real estate necessary or convenient for carrying out the purposes for which this corporation is created; and it shall have power and authority to obtain, manage, and dispose of personal or real estate to an amount equal to its capital stock.

SECT. 6. Said corporation may erect poles and place wires for the transmission of electricity, or may lay the same in subterranean tubes, through or over the lands of any person or corporation, and under or over any railroad or private way, and, having first obtained the permission of the municipal officers of said town or precincts, and under such restrictions and regulations as they may prescribe, along the streets and ways of said town; and may enter upon and dig up any such real estate, street, or way for the purposes aforesaid; and it may do any other act or thing necessary or convenient or proper to carry out the purposes for which this corporation is created.

SECT. 7. Said corporation shall pay all damages sustained by any person or corporation by the taking of any land, right of way, or easement, or by any other thing done by said corporation under the authority of this act, *provided*, that if it shall be necessary to enter upon and appropriate any private property or easement therein, and said corporation shall not be able to agree with the owner thereof for the damage that may be done by said corporation, or the owners shall be unknown, either party may apply to the supreme court at a trial term of the same in the county of Carroll to have the same laid out and the damages determined; and said court shall refer the same to the county commissioners for said county, who shall appoint a time and place of hearing, and give notice thereof in the same manner as now provided by law for the laying out of highways, and said commissioners shall make report to said court, and said court may issue execution thereon accordingly.

SECT. 8. Any person named in this act may call the first meeting of the corporation by personal notice to all the grantees, or by posting notices in two or more public places in said town at least ten days before such meeting, at which meeting, or any other meeting duly holden, associates may be elected, by-laws adopted, and a president, clerk, and such other officers and agents as may be determined necessary, may be chosen.

SECT. 9. The legislature may alter, amend, or repeal this act whenever the public good may require the same, and all acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

[Approved February 17, 1897.]

CHAPTER 145.

AN ACT TO AMEND SECTION TWO (2) OF THE ACT TO INCORPORATE THE BAPTIST CONVENTION OF THE STATE OF NEW HAMPSHIRE, APPROVED JUNE 24, 1826.

SECTION 1. Limit of property raised.

Be it enacted by the Senate and House of Representatives in General Court convened :

Limit of prop-
erty raised.

SECTION 1. To amend section two (2) of said act by striking out the two words "thirty thousand" in said act and inserting therein the words "one hundred thousand," so that the act as amended shall read as follows: "Sect. 2. *Be it further enacted,* That the said corporation shall have power to receive and hold all donations, subscriptions, and legacies in real and personal estate, to an amount not exceeding one hundred thousand dollars; and to use and improve the same for the purpose of promoting foreign and domestic missions and the education of indigent and pious young men for the gospel ministry, and any other religious charities which they may deem proper, and the same may sell and dispose of at pleasure."

[Approved February 23, 1897.]

CHAPTER 146.

AN ACT TO EXEMPT THE WOMAN'S HOSPITAL AID ASSOCIATION FROM TAXATION.

SECTION

1. Exemption from taxation granted.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Exemption from
taxation granted.

SECTION 1. The Woman's Hospital Aid Association, of Concord, being a charitable institution, without profit to any person, the property thereof shall be exempt from taxation.

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.

[Approved February 23, 1897.]

CHAPTER 147.

AN ACT TO LEGALIZE THE VOTE OF THE TOWN OF COLEBROOK OF OCTOBER 15, 1895, TO EXEMPT THE MONADNOCK HOUSE PROPERTY FROM TAXATION FOR A TERM OF TEN YEARS.

SECTION

1. Vote of exemption legalized.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The proceedings of the town of Colebrook at a special town meeting holden on the fifteenth day of October, 1895, exempting from taxation the Monadnock House property, a hotel to be built in said town, are hereby legalized and made valid.

Vote of exemption legalized.

SECT. 2. This act shall take effect upon its passage.
[Approved February 23, 1897.]

Takes effect on passage.

CHAPTER 148.

AN ACT TO INCORPORATE THE WEST DERRY SEWERAGE ASSOCIATION.

SECTION

1. Corporation constituted.
2. Powers.
3. Eminent domain.
4. Rates.
5. Capital.
6. Right to borrow and give security.

SECTION

7. Directors.
8. May hold real estate.
9. Derry or West Derry Fire Precinct may take at appraisal.
10. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That Harvey P. Hood, William S. Pillsbury, Converse H. Abbott, Gilbert H. Hood, Edward J. Hood, Leonard H. Pillsbury, Fred S. Pillsbury, and Edwin N. Whitney, their successors, associates, and assigns, be and they are hereby made a body corporate under the name of the West Derry Sewerage Association, with all the rights and privileges, and subject to all the liabilities, which by law are incident to corporations of a similar nature.

Corporation constituted.

SECT. 2. Said corporation are hereby authorized to lay, make, maintain, and repair main drains or common sewers through

Powers.

such public streets in the village of West Derry as the selectmen or board of health of the town of Derry shall adjudge necessary for the public convenience or preservation of the public health; and to discharge the said sewers into the Beaver brook or into settling tanks, sewerage basins, or filtering tanks, at such point below the pumping station of the Derry Water-Works Company as the selectmen may determine.

Eminent domain.

SECT. 3. When any private lands are taken for the use of said association, and the same cannot be obtained by purchase or agreement with the owners thereof, or when it is determined to lay and maintain such sewer across any private land, and no satisfactory agreement can be made with the owners of said lands, said corporation shall petition the selectmen of said town, representing that the public accommodation requires the taking or laying of said sewer across and through said lands, who shall order a hearing in the same manner as is required in laying out of highways; and if, in their opinion, after hearing, the public good requires the taking of said land, or the laying of said sewer across the same, they may condemn the same, and shall assess damages to the owner or owners, and make return of their doings in the same manner as is required in the laying out of a highway, and either party shall have the right of appeal, the same as in the case of the laying out of highways. All damages shall be paid by said corporation, and the costs and expenses incident to the hearing shall be awarded the same as in case of the laying out of highways.

Rates.

SECT. 4. Said corporation shall have the power to fix, from time to time, such rates of compensation for entering said sewer, and receive such rents for the use thereof, as may be just and reasonable.

Capital.

SECT. 5. The capital stock of the corporation shall be ten thousand dollars, to be divided into shares of one hundred dollars each; and the same may be increased by vote of the stockholders to a sum not exceeding twenty thousand dollars.

Right to borrow and give security.

SECT. 6. Said corporation may borrow money for the purpose of laying and making such sewer, and issue its bonds or other obligations therefor, and secure the same by mortgage of its property, assets, and franchise to an amount not greater than the amount of capital stock actually paid in in cash.

Directors.

SECT. 7. The management of the affairs of the corporation shall be vested in a board of directors not exceeding five, to be chosen by the stockholders at the annual meeting.

May hold real estate.

SECT. 8. Said corporation shall have power to hold such real estate as may be necessary.

Derry or West Derry Fire Precinct may take at appraisal.

SECT. 9. The town of Derry or the West Derry Fire Precinct may take said properties at any time at an appraisal, the value to be determined by three disinterested appraisers, one to be chosen by each party thereto, and a third to be chosen by the other two appraisers.

Takes effect on passage.

SECT. 10. This act shall take effect upon its passage.

[Approved February 23, 1897.]

CHAPTER 149.

AN ACT RELIEVING THE TOWN OF WATERVILLE FROM THE ASSESSMENT
OF SCHOOL MONEY WHILE IT HAS NO RESIDENT SCHOLARS.

SECTION

1. Town released from assessment of school money; disposition of school money now on hand.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The town of Waterville is hereby released from the assessment of school money required by law during such time as there are no scholars resident in said town, and the selectmen are hereby authorized to expend any school money now in the treasury of such town on the repairs of highways.

Town released from assessment of school money; disposition of school money now on hand.

SECT. 2. This act shall take effect on its passage.

[Approved February 23, 1897.]

Takes effect on passage.

CHAPTER 150.

AN ACT IN RELATION TO THE HILLSBOROUGH BRIDGE VILLAGE FIRE
PRECINCT, AND PROVIDING FOR THE ELECTION OF WATER COM-
MISSIONERS THEREFOR, AND DEFINING THEIR DUTIES.

SECTION

1. Acts of precinct legalized and extension authorized.
2. Election of water commissioners; their powers; vacancies.
3. Further powers; reports.

SECTION

4. Regulations protecting works and water; penalties.
5. Property exempt from taxation.
6. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The Hillsborough Bridge Village Fire Precinct having been organized and established under the general laws of this state, for the following purposes: the extinguishment of fires, the lighting and sprinkling of streets, the planting and caring for shade and ornamental trees, the supply of water for domestic and fire purposes, the construction and maintenance of sidewalks and main drains or common sewers; and having pur-

Acts of precinct legalized and extension authorized.

chased real estate and a system of water-works therefor; — said precinct is hereby authorized to hold and operate the same, and farther extend its said system, and pay therefor; and all acts of said precinct relating to the purchase, holding, operating, or the extension of said water-works, and all acts in relation to the payment therefor, are hereby ratified and confirmed.

Election of
water commis-
sioners; their
powers; vacan-
cies.

SECT. 2. The management, control, and direction of the water-works in said precinct shall be vested in a board of water commissioners, to consist of five inhabitants of the precinct, the first board to be chosen by the legal voters of the precinct at the next annual, or some subsequent special, meeting duly called for the purpose; and of the five so chosen at the first election, one shall be chosen and hold his office until the annual meeting for the year 1898; one until the annual meeting for the year 1899; one until the annual meeting for the year 1900; one until the annual meeting for the year 1901; and the other until the annual meeting for the year 1902; and at each annual meeting of the precinct, beginning with the year 1898, one commissioner shall be chosen to fill the place of the one whose term then expires; and they shall each hold their respective offices for the term of five years, and until others are chosen and qualified in their stead respectively. Their compensation shall be fixed by the precinct. They shall be sworn to the faithful discharge of their duties. They may choose one of their number as chairman of the board, and may appoint a clerk; they may also appoint a superintendent of the works and such other agents and servants as they deem necessary, and may fix their compensation. They may make such rules and regulations for their own government, and in relation to all officers and agents appointed by them, as they deem proper. Whenever a vacancy occurs in said board, from any cause, the remaining members of the board may fill such vacancy temporarily by an appointment in writing, which shall be filed with the clerk of the precinct and recorded by him, and the person so appointed shall hold said office until the next annual precinct meeting after his appointment, when the precinct shall elect a commissioner to fill the unexpired term, if any, of the person whose office became vacant, and was so temporarily filled by such appointment.

Further powers;
reports.

SECT. 3. Said commissioners shall have full charge and control over the said works. They shall establish rates and tolls, and prescribe rules and regulations for the use of water, and may sell and dispose of such articles of personal property connected with the said works as they shall deem expedient, and may purchase such property as may be in their judgment necessary for said works and the purpose contemplated by this act; and they shall annually make a report to the precinct of the condition of the water-works and the funds belonging to their department, and the expenses and income thereof, which shall be published in the precinct report of each year.

Regulations pro-
tecting works
and water; pen-
alties.

SECT. 4. The water commissioners are authorized and empowered to make rules and regulations to prevent injury to the water-

works, and to any of its appurtenances, and to prevent any defilement or pollution of any spring, stream, or pond from which water shall be taken for such works, and of the water that enters or is in the works, and may affix penalties, not exceeding twenty dollars (\$20), for any violation thereof, to be recovered on complaint before any justice of the peace, for the use of the precinct.

SECT. 5. All property, real and personal, used by said precinct in the operation of its water-works shall be exempt from taxes. Property exempt from taxation.

SECT. 6. This act shall take effect from its passage. Takes effect on passage.
[Approved February 23, 1897.]

CHAPTER 151.

AN ACT TO AMEND CHAPTER 194 OF LAWS OF 1883, ESTABLISHING
THE MASONIC ORPHANS' HOME.

SECTION	SECTION
1. Object of Masonic Orphans' Home.	2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 3 of said act is amended as follows, by inserting after the word "destitute," in the second line of said section 3, "Freemasons and destitute widows and," so that said section 3, as amended, shall be, "The object of this institution shall be to provide and sustain a home for destitute Freemasons and destitute widows and orphans of Freemasons of the state of New Hampshire."

SECT. 2. This act shall take effect upon its passage. Object of Masonic Orphans' Home.
[Approved February 23, 1897.] Takes effect on passage.

CHAPTER 152.

AN ACT IN AMENDMENT OF THE CHARTER OF THE NEW HAMPSHIRE
BIBLE SOCIETY, APPROVED DECEMBER 1, 1812.

SECTION

1. Right to hold property.

SECTION

2. Repealing clause; takes effect on pas-
sage.*Be it enacted by the Senate and House of Representatives in General
Court convened :*Right to hold
property.

SECTION 1. That the New Hampshire Bible Society be, and they are hereby, authorized and empowered to hold real and personal estate, not exceeding two hundred thousand dollars in amount.

Repealing
clause; act takes
effect on pas-
sage.

SECT. 2. All acts and parts of acts inconsistent with this act are repealed, and this act shall take effect upon its passage.

[Approved February 23, 1897.]

CHAPTER 153.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE
THE AMERICAN TYPOGRAPHIC COMPANY," PASSED JULY 29, 1885.

SECTION

1. Corporation may engage in electri-
cal and manufacturing business.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*Corporation may
engage in elec-
trical business.

SECTION 1. Section 2 is amended by inserting in the third line after the word "publishing," the words "electrical and manufacturing," and after the word "business" the words "and may develop, use, and deal in electricity, electrical agencies, and machinery," so that the first clause of said section 2 as amended shall be as follows: "The principal place of business of this corporation shall be Manchester, N. H., but it is authorized to carry on a general printing, publishing, electrical, and manufacturing business, and may develop, use, and deal in electricity, electrical agencies, and machinery in any state of the United States, the dominion of Canada, and foreign countries, subject to the laws thereof."

Takes effect on
passage.

SECT. 2. This act shall take effect on and after its passage.

[Approved February 23, 1897.]

CHAPTER 154.

AN ACT TO INCORPORATE THE GLEN JUNCTION TRANSFER COMPANY.

SECTION

1. Corporation constituted.
2. Powers.
3. Capital; bonds and mortgages.
4. May hold real estate and collect tolls.

SECTION

5. Rights in highways.
6. First meeting.
7. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That John L. Hobson, Henry M. Knowles, Isaac B. Hosford, Arthur Hobson, James Lavin, their associates, successors, and assigns, be and they hereby are made a body corporate and politic by the name and style of the "Glen Junction Transfer Company," with all the rights, privileges, liabilities, and duties by the laws of this state incident to similar corporations, and necessary and proper to carry into effect the purposes of this act. Corporation constituted.

SECT. 2. Said corporation is hereby authorized to acquire, construct, maintain, and operate a railway in the town of Berlin, in this state, to be used for the purpose of transferring freight and other commodities from the Boston & Maine Railroad and the Grand Trunk Railway in Berlin, to, from, and between the various mills, storehouses, and other property of the Glen Manufacturing Company, and other places in said town of Berlin, with the right to employ any connecting railroad to furnish cars and motive power for said corporation. Powers.

SECT. 3. The capital stock of said corporation shall consist of not more than five hundred shares of one hundred dollars (\$100) each, and said corporation is empowered to issue bonds to an amount not exceeding the par value of its stock, and to secure the same by a mortgage of its property and franchises. Capital; bonds and mortgages.

SECT. 4. Said corporation shall have the power to hold such real estate as may be necessary, and a toll is hereby granted upon all freight which may be transferred in the town of Berlin, in accordance with the authority conferred by this act. May hold real estate and collect tolls.

SECT. 5. Said transfer company shall have the right to construct, maintain, and operate its tracks across any public highway, in accordance with the terms and regulations prescribed by the board of railroad commissioners. Rights in highways.

SECT. 6. Any three of the parties named in this act may call the first meeting of said corporation by printing a notice of the time and place of said meeting in any newspaper printed in the county of Coös, two weeks at least before the day named for a hearing; or said first meeting may be had at any time and place agreed upon in writing by all the grantees hereof. First meeting.

SECT. 7. This act shall take effect upon its passage.

Takes effect on passage.

[Approved February 23, 1897.]

CHAPTER 155.

AN ACT TO INCORPORATE THE COLEBROOK WATER COMPANY.

SECTION

1. Corporation constituted.
2. Capital; rights to hold and mortgage property.
3. Eminent domain and rights in highways.
4. Assessment of damages.
5. Contracts authorized.

SECTION

6. Directors; special meetings.
7. Punishment for injury to water or property.
8. First meeting.
9. Subject to repeal; takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Corporation constituted.

SECTION 1. That Warren E. Drew, Harry F. Bailey, J. H. Dudley, Walter Drew, Holman A. Drew, S. R. M. Ramsay, Albert M. Day, Henry F. Jacobs, Ira A. Ramsay, and Charles Colby, their associates and successors, are hereby made a corporation by the name of the Colebrook Water Company, for the purpose of furnishing to the people of said town a supply of pure water for domestic, mechanical, and manufacturing purposes, and to said town of Colebrook for the extinguishment of fires and other public uses, with all the rights, privileges, immunities, duties, and obligations incident to similar corporations.

Capital ; rights to hold and mortgage property.

SECT. 2. The capital stock of said corporation shall not exceed fifty thousand dollars. It may acquire and hold real and personal estate necessary and convenient for the purposes aforesaid, and it may issue bonds and other obligations, secured by mortgage of its real and other property, to carry out the purposes for which it is created.

Eminent domain and rights in highways.

SECT. 3. Said corporation may take and hold by purchase, or may take as for public uses, any real estate or easement therein, including the water of any ponds, streams, springs, or artesian wells necessary for obtaining a sufficient supply of water for the construction of reservoirs and laying pipes, and may erect and maintain all necessary dams, reservoirs, standpipes, and hydrants; it may lay its pipes through the land of persons and corporations, having first obtained permission of the municipal officers of said town, and, under such regulations and restrictions as they may prescribe, along the streets and ways of said town, and may lay its pipes under any railroad, water-course, or private way, and cross any drain or sewer or pipe; *provided*, that in the matter of crossing pipes, it shall, at its own expense, and within a reasonable time, replace, repair, and cover all such pipes and mains as may be displaced, injured, or disturbed during the construction or repair of its water-works; and it may enter upon and dig up any such real estate, railroad, street, or way, for the purpose of laying pipes or erecting hydrants or other fixtures, and maintaining and repairing the same; and it

may do any other act or thing necessary, convenient, and proper to carry out the purpose of providing a supply of water and distributing the same to the inhabitants of said town for the uses aforesaid.

SECT. 4. Said water company shall pay all damages sustained by any person or corporation, in property, by the taking of any land, right of way, water, water-course, water right or easement, or by the erection of any dam, or by any other thing done by said company under the authority of this act. In case, however, said company shall not be able to agree with the owners thereof for the damages that may be done by said company, or the owners shall be unknown, either party may apply to the supreme court at a trial term, in the county of Coös, to have the same laid out and the damages determined; and said court shall refer the same to the county commissioners of said county, who shall appoint a time and place of hearing, and give notice thereof in the same manner as now provided by law for laying out highways. Said commissioners shall make report to said court, and said court may issue execution therein accordingly; but if either party shall desire it, upon application to said court before reference to said commissioners, they shall be entitled to a trial by jury, in such manner and under such regulations as said court may prescribe.

Assessment of damages.

SECT. 5. Said corporation may make any contract with said town of Colebrook, or with any fire precinct in said town, or with any persons or corporations, to furnish water, hydrants, and other means and apparatus for extinguishing fires, and for such other purposes as may be deemed necessary, and said town, or any fire precinct therein now existing or hereafter organized, is hereby authorized to contract with said corporation for the use of said water, hydrants, or other apparatus for said purpose, and it may raise and appropriate money therefor. And said corporation is hereby authorized and empowered to sell or lease for a term of years, to said town or any fire precinct now existing or hereafter organized therein, all of its works, structures, and estate, of whatever kind or nature; and said town or fire precinct is hereby authorized to purchase or lease the same.

Contracts authorized.

SECT. 6. The annual meeting of said company shall be holden at such time and place as may be prescribed by the by-laws or appointed by the directors, at which meeting not less than three nor more than seven directors shall be chosen by ballot. The directors may call special meetings whenever they may deem it necessary, giving such notice as the by-laws may prescribe.

Directors; special meetings.

SECT. 7. Any person who shall willfully and maliciously corrupt the waters of any of the sources of supply or reservoirs of said company, or shall willfully injure any dam, reservoir, conduit, pipe, hydrant, or other property held, owned, or used by said company, for the purposes of this act, shall, on conviction of either of said acts, be punished by fine not exceeding five hundred dollars, or be imprisoned not exceeding one year.

Punishment for injury to water or property.

SECT. 8. Any two of the corporators named in this act may

First meeting.

call the first meeting of the company by giving a notice in writing to each of the corporators at least seven days before the meeting, or by notice printed in some newspaper published in Colebrook, in the county of Coös, at least fourteen days before said day of meeting; and at said meeting, or at any subsequent meeting duly called, associates may be admitted, and all proper officers chosen, the number and par value of shares fixed, and such by-laws and regulations adopted as may be deemed necessary to carry into effect the business of the company.

Subject to re-
peal; takes effect
on passage.

SECT. 9. This act may be altered, amended, or repealed whenever the public good requires, and shall take effect upon its passage.

[Approved February 23, 1897.]

CHAPTER 156.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE THE LACONIA AND LAKE VILLAGE WATER-WORKS," PASSED SEPTEMBER 7, 1883.

SECTION

1. Name changed.
2. Increase of capital authorized.

SECTION

3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Name changed.

SECTION 1. The name of the Laconia and Lake Village Water-works is hereby changed to Laconia Water Company.

Increase of capital authorized.

SECT. 2. Said corporation is hereby authorized to increase its capital stock to a sum not exceeding one hundred and fifty thousand dollars.

Takes effect on passage.

SECT. 3. This act shall take effect upon its passage.

[Approved February 23, 1897.]

CHAPTER 157.

AN ACT IN AMENDMENT OF CHAPTER 288 OF THE LAWS OF 1891,
INCORPORATING THE MASCOMA LIGHT, HEAT, AND POWER COMPANY.

SECTION

1. Addition to powers of corporation.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 1 of chapter 288 of the Laws of 1891 is hereby amended by inserting after the word "Vermont," in the thirteenth line, the words "and to engage in any manufacturing business in which they can profitably utilize their machinery or power, and to acquire any real estate they may deem necessary for that purpose, or to lease their power, or any part thereof, for manufacturing purposes, so that said section, as amended, and as amended by chapter 222 of the Laws of 1895, will read : "Section 1. That Amos Barnes of Boston, county of Suffolk, state of Massachusetts, N. S. Huntington of Hanover, county of Grafton and state of New Hampshire, M. E. Gates of Hartford, county of Windsor, state of Vermont, W. S. Carter and F. C. Churchill of Lebanon, county of Grafton and state of New Hampshire, and C. F. West of Concord, county of Merrimack, state of New Hampshire, their associates, successors, and assigns, are hereby constituted a body politic and corporate, by the name of Mascoma Light, Heat, and Power Company (changed by chapter 172 and 307 of Laws of 1893 to Mascoma Electric Light and Gas Company) for the purpose of doing a general illuminating, heating, and power business, by the manufacture, distribution, and sale of electricity and gas, either or both of them, in the counties of Grafton and Sullivan, except the town of Claremont, state of New Hampshire, and in the county of Windsor, in the state of Vermont, and to engage in any manufacturing business in which they can profitably utilize their machinery or power, and to acquire any real estate they may deem necessary for that purpose, or to lease their power, or any part thereof, for manufacturing purposes, with all the powers and privileges, and subject to all the duties and liabilities by law incident to corporations of a similar nature.

SECT. 2. This act shall take effect upon its passage.

[Approved February 23, 1897.]

Takes effect on
passage.

CHAPTER 158.

AN ACT TO REVIVE THE CHARTER OF THE NEWMARKET ELECTRIC
LIGHT, POWER, AND HEAT COMPANY.

SECTION 1. Charter revived.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

Charter revived. SECTION 1. The act entitled an act to incorporate the New-
market Electric Light, Power, and Heat Company, approved
April 11, 1891, is hereby revived and continued in force as fully
and completely, to all intents and purposes, as if the same were
re-enacted at the present time.
[Approved February 23, 1897.]

CHAPTER 159.

AN ACT TO INCORPORATE AMERICAN ACCIDENT ASSOCIATION.

- | | |
|--|---------------------------------------|
| SECTION | SECTION |
| 1. Corporation constituted; authority. | 5. Directors; by-laws. |
| 2. Rights as to personal property. | 6. First meeting. |
| 3. Provisions relating to policies. | 7. Subject to repeal; takes effect on |
| 4. Disposition of benefit assessments. | passage. |

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

Corporation constituted; au-
thority. SECTION 1. That Adolph W. Pressler, John J. Donahue,
James F. Brennan, W. L. Mason, J. E. Lewis, and F. M. Dins-
moor, their associates, successors, and assigns, be, and are
hereby made, a body politic and corporate, by the name of
American Accident Association, with authority to have and ex-
ercise all the powers and privileges incident to corporations of a
similar nature, unless limited or extended by this act, for the mu-
tual benefit, protection, and assurance of its members (or their
beneficiaries) who shall have sustained, while members of the
association, bodily injury, whether fatal or disabling, effected
through or by external, violent, and accidental means, and under
such conditions, provisions, limitations, and exceptions as may
be established under the by-laws of the association.

Rights as to per-
sonal property. SECT. 2. The corporation may purchase, take, and hold by
deed, gift, bequest, or otherwise, personal estate for the purposes
of said corporation, to an amount not exceeding, at any one time,

five thousand dollars, and may improve, use, sell, convey, or otherwise dispose of the same at pleasure.

SECT. 3. The corporation may issue policies containing a stipulation or agreement providing for the assessment of its policy-holders when necessary for the payment of the liabilities of the corporation. The amount of such liability to assessment shall be limited in the policy so issued, and the amount thus limited and expressed in such policy shall, by the acceptance of the policy by the insured, be deemed an acknowledgment of such agreement to pay said assessment, and such agreement shall be construed, in effect, a premium note given by the insured to said corporation, and in all cases shall be deemed to be assets of the corporation to the extent and amount so fixed and limited in the policy.

Provisions relating to policies.

SECT. 4. No part of the money realized from the assessments made to pay benefits shall be used for any other purpose than the payment of such benefits.

Disposition of benefit assessments.

SECT. 5. The management of the corporation shall be vested in a board of directors, to be chosen by the corporation at its organization and at each annual meeting. The corporation may adopt suitable by-laws for carrying into effect the purposes of this corporation, not repugnant to the laws of the state and this act.

Directors ; by-laws.

SECT. 6. The first meeting of the members of the corporation may be held by written agreement of all said grantees, stating the time, place, and purpose thereof.

First meeting.

SECT. 7. This act may be altered, amended, or repealed whenever the public good may require, and this act shall take effect upon its passage.

Subject to repeal ; takes effect on passage.

[Approved February 23, 1897.]

CHAPTER 160.

AN ACT TO DISANNEX THE HOMESTEAD OF B. W. COUCH FROM THE TOWN SCHOOL DISTRICT AND ANNEX SAID PREMISES TO SCHOOL DISTRICT NO. 20 IN THE CITY OF CONCORD, FOR SCHOOL PURPOSES.

SECTION	SECTION
1. Homestead transferred from one district to another.	2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That the homestead of B. W. Couch be and is hereby disannexed from the Town School District in the city of

Homestead is transferred from one district to another.

Concord, and the said premises are hereby annexed to School District No. 20 of said city, for school purposes.

Takes effect on
passage.

SECT. 2. This act shall take effect on and after its passage.
[Approved February 24, 1897.]

CHAPTER 161.

AN ACT TO CHANGE THE NAME OF COURT ROCKINGHAM NO. 7539, ANCIENT ORDER FORESTERS OF AMERICA, OF PORTSMOUTH, TO COURT ROCKINGHAM NO. 6, FORESTERS OF AMERICA, OF PORTSMOUTH.

SECTION

1. Name changed.

SECTION

2. Repealing clause; act takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Name changed.

SECTION 1. That the name of Court Rockingham No. 7539, Ancient Order Foresters of America, of Portsmouth, be changed to Court Rockingham No. 6, Foresters of America, of Portsmouth.

Repealing
clause; act takes
effect on pas-
sage.

SECT. 2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect upon its passage.
[Approved February 24, 1897.]

CHAPTER 162.

AN ACT TO AUTHORIZE UNION SCHOOL DISTRICT NO. 1 IN THE TOWN OF LANCASTER TO ISSUE BONDS FOR THE PURPOSE OF PURCHASING A SITE AND ERECTING THEREON A HIGH SCHOOL BUILDING, AND FOR SECURING SUITABLE PLAYGROUNDS AND ATHLETIC FIELD IN CONNECTION THEREWITH.

SECTION

1. Bonds authorized; provisions as to same.

SECTION

2. Eminent domain.
3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Bonds author-
ized; provisions
as to same.

SECTION 1. The school committee or board of education of Union School District No. 1 in the town of Lancaster, for the

purpose of raising money to defray the expense of securing a plot of land and erecting thereon a high school building, and furnishing and equipping the same, and for the purpose of securing and preparing land for a playground or athletic field, to be used in connection therewith, may issue negotiable coupon bonds of said district to an amount not exceeding forty thousand dollars. Said bonds shall be payable not more than twenty-five years from this date, shall be redeemable at any time after ten years from this date, at the option of said district, shall bear interest at a rate not exceeding four per cent per annum, and shall be signed by the school committee or board of education of said district, or a majority thereof. All bonds purporting to be issued by virtue of or in pursuance of this act, and signed as hereinbefore provided, shall, in favor of *bona fide* holders, be conclusively presumed to have been duly and regularly authorized, and issued in accordance with the provisions herein contained, and no such holder shall be obliged to see to the existence of the purpose of the issue, or to the regularity of any of the proceedings, or to the application of the proceeds of such issue.

SECT. 2. Said district shall have the right to proceed and condemn land for the purposes aforesaid, and for the purpose of establishing and preparing an athletic field, if it cannot agree with the owners of said land, in the same manner as land is taken for a public park.

Eminent domain.

SECT. 3. This act shall take effect upon its passage.
[Approved February 25, 1897.]

Takes effect on passage.

CHAPTER 163.

AN ACT IN AMENDMENT OF CHAPTER 231, SESSION LAWS OF 1893,
ENTITLED “AN ACT TO AUTHORIZE THE MEREDITH VILLAGE FIRE
DISTRICT TO ESTABLISH WATER-WORKS.”

SECTION	SECTION
1. Authority to increase amount of bonds.	2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 6 of chapter 231 of the Session Laws passed January session, 1893, is hereby amended by striking out the word “forty” and inserting in place thereof the word “forty-five,” so that said section as amended shall read as follows :
“Section 6. Said district is hereby authorized and empowered

Authority to increase amount of bond.

to borrow such sums of money on the credit of the district as may from time to time be deemed advisable, for the purpose of defraying the expense of constructing, maintaining, and operating said water-works, such indebtedness not to exceed at any one time forty-five thousand dollars, and to issue notes and bonds of the district therefor, to be signed by the secretary of the water commissioners, and countersigned by the president thereof, and payable at such times and at such rate of interest as said district may determine; and such notes and bonds shall be valid and binding upon said district."

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.
[Approved February 25, 1897.]

CHAPTER 164.

AN ACT TO AUTHORIZE THE CLAREMONT WATER-WORKS COMPANY TO
RE-FUND ITS PRESENT FUNDED INDEBTEDNESS, AND TO PROVIDE
MEANS FOR THE EXTENSION OF ITS WORKS.

SECTION

1. Authority to re-fund indebtedness
and issue mortgage bonds for ex-
tension of works.

SECTION

3. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

Authority to re-
fund indebted-
ness and issue
mortgage bonds
for extension of
works.

SECTION 1. The Claremont Water-Works Company is hereby authorized and empowered to re-fund its present funded indebtedness and to provide means for the extension of its works, by purchase or construction, as may be deemed necessary or expedient, and for such purposes may issue bonds of such denominations, payable at such times and place and rate of interest as may be thought proper, and may secure the same by mortgage upon the water-works, property, assets, and franchises of the corporation.

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.
[Approved February 25, 1897.]

CHAPTER 165.

AN ACT IN AMENDMENT OF THE ARTICLES OF ASSOCIATION OF THE
MANCHESTER CHILDREN'S HOME.

SECTION

- 1. Corporation constituted and acts legalized.
- 2. Object.
- 3. Officers.
- 4. Annual meeting.
- 5. By-laws.

SECTION

- 6. Quorum at certain meetings.
- 7. Officers and by-laws till changed by corporation.
- 8. Meeting to adopt, act, and change by-laws.
- 9. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Mrs. Josiah Carpenter, Mrs. Leonard French, Mrs. Frederick Smyth, Mrs. Maria F. Kidder, Mrs. F. W. Sargeant, Mrs. James M. Moore, Mrs. Freeman Higgins, Miss Julia A. Baker, Mrs. D. D. Felton, Mrs. J. M. Hill, Mrs. L. H. Josselyn, Mrs. Joseph Merrill, Mrs. J. P. Walker, Mrs. J. B. Pattee, Mrs. C. S. Harris, Mrs. A. Eschelmullner, Mrs. A. J. Lane, Mrs. L. A. Blaney, and their associates, heretofore acting as a voluntary corporation known as the Manchester Children's Home, are hereby made a body corporate under the name of the Manchester Children's Home, located at Manchester, N. H., and all prior acts of said association as a corporation are hereby ratified and legalized. The said corporation shall have power to receive, take, and hold, either by gift, purchase, devise, bequest, or otherwise, any real or personal estate for the use and for the advancement of the purposes of the corporation.

SECT. 2. The object of this corporation shall be to provide and maintain in said Manchester a home for indigent and neglected Protestant children, and to provide suitable care and instruction for said children, and to otherwise promote their welfare.

SECT. 3. The officers of this corporation shall be, president, vice-presidents, secretary, treasurer, and a board of lady managers consisting of not less than twenty, nor more than fifty members.

The president, vice-presidents, secretary, treasurer, and board of managers shall constitute the board of direction to manage the affairs of the corporation. There shall also be an advisory board of three gentlemen, who shall advise and assist the board of direction. All officers shall hold office for one year, and until their successors are elected. In case of a vacancy in any office, the board of direction shall fill the same until the next annual election.

SECT. 4. The annual meeting of this corporation shall be held on the first Thursday in December of each year, at the time and place designated by the president. Notice thereof shall be pub-

lished in one or more newspapers in said Manchester at least two weeks before the meeting.

By-laws.

SECT. 5. Said corporation may adopt by-laws, and may amend the same at any meeting called for that purpose.

Quorum at certain meetings.

SECT. 6. Two thirds of the members of the board of direction shall constitute a quorum at the annual meeting, or at any meeting called for the amendment of the by-laws.

Officers and by-laws till changed by corporation.

SECT. 7. The officers of said association shall be the officers of this corporation until others are chosen in their stead. The constitution and by-laws of said association shall be the by-laws of this corporation.

Meeting to adopt act and change by-laws.

SECT. 8. The president of said association is hereby authorized to call a meeting thereof to act upon the adoption of this act, and upon any change in its by-laws. Notice of such meeting shall be published three weeks successively in some newspaper published in said Manchester.

Takes effect on passage.

SECT. 9. This act shall take effect upon its passage.
[Approved February 25, 1897.]

CHAPTER 166.

AN ACT IN AMENDMENT OF THE CHARTER OF THE PORTSMOUTH GAS LIGHT COMPANY.

SECTION

- 1. Name changed.
- 2. Extension of powers.

SECTION

- 3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Name changed.

SECTION 1. That the corporate name of "The Portsmouth Gas Light Company," as established by an act of the legislature approved June 28, 1850, be and hereby is changed to "The Portsmouth Gas, Electric Light and Power Company."

Extension of powers.

SECT. 2. That section two of the charter of said corporation, as originally enacted, and as amended by chapter 247 of laws of 1887, be, and hereby is, amended by adding after the word "lighting" in section two, the words following, "heating, and all mechanical purposes in," so that said section 2 of the original act as amended by said chapter 247 of the laws of 1887, and as further amended by this act, shall read: "Section 2. Said corporation is authorized to hold all such real and personal estate as may be necessary and proper to enable them to carry on the manufacture, distribution, and sale of gas

for the purpose of lighting, heating, and all mechanical purposes, in the streets, factories, and all other buildings in the city of Portsmouth, and to erect such buildings and works, and to construct such reservoirs, gas holders, gas pipes, and other things as may be requisite and proper for said purpose, provided the whole amount of the capital stock of said company shall not exceed one hundred and fifty thousand dollars.”

And said corporation is hereby authorized and empowered to establish, manage, and carry on in said city of Portsmouth the business of generating, manufacturing, producing, and supplying electricity for purposes of light, heat, and mechanical power; and to convey, distribute, and supply such electricity by wires or other suitable means, upon poles erected or by other overground means; or underground in tubes, pipes, and boxes, or other subterranean appliances, placed in the highways, streets, sewers, or other places; and to erect, build, maintain, and operate all suitable buildings, boilers, engines, electrical machines and works as may be necessary or convenient for conducting the business of the corporation; and to purchase, lease, hold, and take all necessary real estate and rights for such business; also, to lease and let lines of wire and other appliances for conveying electricity, and also all the rights said corporation may have under its charter, all to be in accordance with and subject to the laws of this state as now existing.

SECT. 3. This act shall take effect upon its passage.
[Approved February 25, 1897.]

Takes effect on
passage.

CHAPTER 167.

AN ACT IN AMENDMENT OF AN ACT ENTITLED “AN ACT TO AMEND THE CHARTER OF THE CITY OF PORTSMOUTH, AND IN AMENDMENT OF CHAPTER 23, SECTION 25, OF THE PUBLIC STATUTES.”

SECTION

1. Hours of check-list sessions changed.

SECTION

2. Takes effect on passage; repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. Section 24 of said chapter 183 of the Laws of 1895 is amended by striking out the word “six” after the word “until” in the eighth line of said section, as printed in the laws of 1895, and by inserting the word “five” in lieu thereof, and by striking out the word “ten” in the ninth line of said section, as printed in the Laws of 1895, and by inserting in lieu thereof

Hours of check-
list sessions
changed.

the word "nine," so that said section, as amended, shall read : "Sect. 24. The said board of registrars and each succeeding board shall make up for every election a list of the legal voters in each ward in said city, the list for each ward to be separate from the other ward lists, in the manner following : They shall, at least twenty days before the day of the election at which said lists are to be used, begin, at the common council room at the city hall in said city, to hold public meetings from nine o'clock a. m. to twelve o'clock noon, and from two o'clock p. m. until five o'clock p. m., and from half past seven o'clock p. m. to nine o'clock p. m., the times and places of said meetings to be publicly advertised in at least two daily newspapers printed in said Portsmouth, for at least three days prior to the first meeting, and thence each day until the last session has been held, and not less than ten meetings shall be held during said period."

Takes effect on passage : repealing clause.

SECT. 2. This act shall take effect upon its passage, and all acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

[Approved February 26, 1897.]

CHAPTER 168.

AN ACT AMENDING THE CHARTER OF THE NEWMARKET ELECTRIC LIGHT, POWER, AND HEAT COMPANY.

SECTION

1. May do business in Lee.

SECTION

2. Exempt from charter fee.

Be it enacted by the Senate and House of Representatives in General Court convened :

May do business in Lee.

SECTION 1. The Newmarket Electric Light, Power, and Heat Company, a corporation empowered to establish, manage, and carry on business in Newmarket and Durham, is hereby authorized and empowered to carry on its business in the town of Lee.

Exempt from charter fee.

SECT. 2. The provisions of section 5, chapter 14 of the Public Statutes, shall not apply to this act.

[Approved February 26, 1897.]

CHAPTER 169.

AN ACT IN RELATION TO THE EAST GRAFTON UNION MEETING-
HOUSE SOCIETY.

SECTION

1. Reorganization; constitution and
by-laws legalized.

SECTION

2. Repairs, etc., legalized.
3. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

SECTION 1. That the reorganization of the East Grafton Union Meeting-House Society of the town of Grafton, made in the year 1896, including the constitution and by-laws adopted at the reorganization meeting, is hereby legalized.

Reorganization,
constitution and
by-laws legal-
ized.

SECT. 2. That all outside and interior repairs made on said Union meeting-house in the year 1896, including the appraisal and removal of the old pews, and the replacing of the same by new ones, and the sale of said new pews, and all acts of the repairing committee, is hereby legalized.

Repairs, etc.,
legalized.

SECT. 3. This act shall take effect upon its passage.
[Approved March 3, 1897.]

Takes effect on
passage.

CHAPTER 170.

AN ACT TO CHANGE THE NAME OF THE FIRST CONGREGATIONAL SO-
CIETY OF WILTON TO THE FIRST UNITARIAN CONGREGATIONAL SO-
CIETY OF WILTON CENTRE.

SECTION

1. Name changed.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened :*

SECTION 1. That the name of the "First Congregational Soci-
ety of Wilton " be, and hereby is, changed to the "First Unitari-
an Congregational Society of Wilton Centre."

Name changed.

SECT. 2. This act shall take effect upon its passage.
[Approved March 3, 1897.]

Takes effect on
passage.

CHAPTER 171.

AN ACT TO ENABLE THE CITY OF PORTSMOUTH TO ABATE A PUBLIC
NUISANCE AND TO CONSTRUCT A HIGHWAY IN SAID CITY.

SECTION

1. City authorized to take certain rights.
2. Puddle Dock declared a nuisance.
3. Assessment of damages for rights taken; petition to court; reference to county commissioners.
4. Proceedings of county commissioners.

SECTION

5. Report to court and proceedings thereon.
6. Title to land made by filling; proviso.
7. City may convey made land.
8. Highway on made land.
9. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

City authorized
to take certain
rights.

SECTION 1. The city of Portsmouth is hereby authorized to take by purchase or, if need be, by exercise of eminent domain, for the purpose of abating a public nuisance, all the right, title, property, estate, privilege, and easement which each and every owner of land abutting on a navigable water in said city, called Puddle Dock, may have in and to the waters, soil, flats, and shores of said dock, and to the navigation thereof.

Puddle Dock
declared a nuisance.

SECT. 2. Said dock is hereby declared to be, in its present condition, a menace to the public health in said city, and to be a public nuisance which the public good requires should be abated.

Assessment of
damages for
rights taken :
petition to court;
reference to
county commis-
sioners.

SECT. 3. If said city shall be unable to agree with any owner of land abutting on said dock as to the price of his right, title, property, estate, privilege, and easement which said owner may have in and to the waters, soil, flats, and shores of said dock, and to the navigation thereof, it shall petition the supreme court for the county of Rockingham, at a trial term, to assess the damages to such owner for the taking by said city of his right, title, property, estate, privilege, and easement in and to said dock, and to the waters, soil, flats, shores, and navigation thereof, and said court shall refer the petition to the board of county commissioners for the county of Rockingham to examine the right, title, property, privilege, and easement or right of navigation proposed to be taken, and to assess the damages therefor.

Proceedings of
county commis-
sioners.

SECT. 4. Said board, upon said petition being so referred, shall throughout proceed as in case of the laying out of a highway by the county commissioners.

Report to court
and proceedings
thereon.

SECT. 5. Said commissioners shall make report to the supreme court for the county of Rockingham, at a trial term thereof, as soon as may be after final hearing, and said court shall proceed in all matters in relation thereto as in case of a report of the county commissioners in laying out a highway.

SECT. 6. The title to all land made by the filling in of said dock shall be vested in the city of Portsmouth, but nothing herein contained shall be construed as preventing or restraining said city from carrying out its agreement made with various owners of lands abutting on said dock, dated July, 1896, or as in any wise invalidating said agreement.

Title to land made by filling; proviso.

SECT. 7. Whenever necessary to keep its agreement aforesaid, and whenever, in other cases, it may so choose, said city may convey, with or without consideration, to any owners of lands abutting upon the shores of said dock, all made land adjoining the upland of such abutting owner, and which may lie outside the side lines of the highway hereinafter authorized to be constructed.

City may convey made land.

SECT. 8. Said city may, by vote of the city councils in form of an ordinance, dedicate so much of said made land as it may have after carrying out its agreement aforesaid, to the public use as a highway running with a continuously straight side line on each side from Washington street to Liberty Bridge, so called, on Water street. Said highway shall be of such width as the city councils, by said ordinance, shall determine. The construction of said highway shall be proceeded with by said city in such manner and as rapidly as the city councils of said city may think proper.

Highway on made land.

SECT. 9. This act shall take effect upon its passage.
[Approved March 3, 1897.]

Takes effect on passage.

CHAPTER 172.

AN ACT IN RELATION TO THE LACONIA ELECTRIC LIGHTING COMPANY.

- SECTION
- 1. Powers of corporation.
 - 2. Poles and wires.
 - 3. Increase of capital.
 - 4. Act not to invalidate stock, debts, or obligations.
 - 5. Organization continued; right to change by-laws.

- SECTION
- 6. Right to borrow money and give security.
 - 7. May buy out Winnepesaukee Gas and Electric Light Co.
 - 8. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The Laconia Electric Lighting Company, a corporation organized and existing under the laws of the state of New Hampshire, and having its place of business at Laconia, in the county of Belknap, is hereby continued a body corporate and politic, for the purpose of constructing machinery, maintaining

Powers of corporation.

and operating electric light stations, furnishing electric appliances and power for lighting and other purposes, as stated in its original articles of incorporation, subject to the restrictions hereinafter provided, shall have the power and authority to purchase real estate, rights in real estate, and water rights and the rights of flowage, and the right to erect and maintain such necessary dams and reservoirs for the purpose of utilizing water power upon such rivers, streams, lakes, and ponds in said county of Belknap, and in the town of Hill, in the county of Merrimack, and the town of Bristol, in the county of Grafton, as the said corporation may purchase as aforesaid, but said corporation shall not have the right to use any of its power for electric lighting in said town of Bristol, or the towns of Tilton and Meredith, in the county of Belknap aforesaid, except for its own uses; nor shall said corporation have the right to use or dispose of power for the use or operation of electric railroads, except it may furnish power to the Laconia Street Railway within the limits of said city of Laconia.

Poles and wires.

SECT. 2. Said corporation shall have the right to erect and maintain its poles and string its wires, as now located, and to erect poles and string its wires thereon through any street, place, highway, or passway in any of the cities or towns in said county of Belknap, or said town of Hill, in the county of Merrimack, and Bristol, in the county of Grafton, the permission of the selectmen, mayor, and aldermen, or city councils of the towns and cities being first obtained for said purposes.

Increase of capital.

SECT. 3. This corporation is authorized and empowered to increase its present capital stock to a sum not exceeding one hundred and fifty thousand dollars (\$150,000), and issue its certificates in the sum of fifty dollars (\$50) each, at such times and upon such calls as shall be deemed necessary for the best interests of the corporation.

Act not to invalidate stock, debts, or obligations.

SECT. 4. This act shall not be construed to, in any way, invalidate the existing capital stock, common or preferred, or debts or obligations of the corporation, but said stock, debts, and obligations shall continue in force, and not in any way be invalidated, the same as if this act had not been passed.

Organization continued; right to change by-laws.

SECT. 5. The present organization of the company shall be continued, but said corporation shall have the power, from time to time, to make such alterations or modifications of its by-laws as shall be deemed for the best interests of the corporation, consistent with the existing laws of the state.

Right to borrow money and give security.

SECT. 6. For the purpose of enabling said corporation to carry on its business and to purchase real estate, rights in real estate, water rights, rights of flowage, the right to erect and maintain dams and reservoirs as aforesaid, and corporate rights and franchises as hereinafter provided, and for the carrying on its business, [it] is hereby authorized and empowered to borrow such sums of money as may be necessary from time to time, and issue its notes, bonds, and obligations therefor, secured by mortgage or otherwise, as may be deemed necessary for the best interests of

the corporation ; such notes, bonds, or obligations to be in such denomination, bearing such dates, and payable at such times, and at such a rate of interest, not exceeding six per cent, as may be fixed and determined by the corporation.

SECT. 7. The corporation is hereby authorized and empowered to purchase the property, rights, and franchise of the Winnepesaukee Gas and Electric Light Company, a corporation duly established at said Laconia, and if such purchase shall at any time be made, all the rights, powers, privileges, and franchises of said Winnepesaukee Gas and Electric Light Company shall pass to the control of the said Laconia Electric Lighting Company as fully and completely as the same are now held and enjoyed by said Winnepesaukee Gas and Electric Light Company.

May buy out
Winnepesaukee
Gas and Elec-
tric Light Co.

SECT. 8. This act shall take effect on its passage.

Takes effect on
passage.

[Approved March 3, 1897.]

CHAPTER 173.

AN ACT TO INCORPORATE THE MERRIMACK RIVER HEAT, LIGHT,
AND POWER COMPANY.

SECTION

- 1. Corporation constituted.
- 2. Powers.
- 3. Right to lay wires.
- 4. Right to buy or sell patents.
- 5. Capital.

SECTION

- 6. Mortgage bonds authorized.
- 7. By-laws, etc.; meetings; officers.
- 8. First meeting.
- 9. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That Charles C. Kenrick, Edward A. Pike, George D. Mayo, George E. Shepard, Asa J. Thurston, Ervin T. Drake, John D. Kirk, their associates, assigns, and successors, be and hereby are made a body politic and corporate, under the name of the Merrimack River Heat, Light, and Power Company, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and shall be and hereby are vested with all the rights, powers, and privileges, and made subject to all the duties and liabilities of corporations of like nature under the laws of the state.

Corporation
constituted.

SECT. 2. Said body corporate,—or corporation,—is hereby authorized and empowered to engage in, establish, and carry on the business of generating, producing, and manufacturing gas,

Powers.

electricity, or other agency for obtaining heat, light, or mechanical power; to deal in, sell, supply, distribute, transmit, and utilize such gas, electricity, or other means of obtaining heat, light, or mechanical power, for such purposes as may be desirable; and to use and employ such chemicals, machinery, and other materials and appliances as may be useful or convenient therefor; to procure, hold, build, establish, and own such plants, buildings, machinery, and appliances as may be necessary or convenient for the objects of its business; *provided, however*, that the value of such plants, buildings, machinery and appliances shall not exceed fifty thousand dollars.

Right to lay
wires.

SECT. 3. Said corporation shall have the right to lay metallic wires upon poles erected or obtained for the purpose, or in subterranean pipes, tubes, or boxes, and in other appropriate and convenient ways, in the public streets and highways of the city of Franklin, and to relay and repair the same subject to the consent of the city council of said Franklin and license therefor, in accordance with the provision of existing laws applicable to corporations of a similar nature, a due regard being had to public safety and travel, to locate its wires or other means of transmission over, through, or under public or private property or lands, permission being had and a price agreed upon between the parties.

Right to buy or
sell patents.

SECT. 4. Said corporation is authorized and empowered to procure, purchase, sell, or convey, in whole or in part, letters patent granted by the government of the United States or any foreign government.

Capital.

SECT. 5. Said corporation is authorized and empowered to issue capital stock to any amount not exceeding one hundred thousand dollars, which shall be divided into shares of one hundred dollars each and issued in such amounts, at such times and upon such calls as the directors may determine.

Mortgage bonds
authorized.

SECT. 6. Said corporation is authorized and empowered to issue its bonds for any of the purposes for which it is incorporated, in such amounts, at such times and for such purposes as the stockholders may authorize, and may mortgage its property of any and all descriptions and franchises as security for such bonds, *provided, however*, that no bonds shall be issued in excess of three fourths of the capital stock actually paid in.

By-laws, etc.;
meetings;
officers.

SECT. 7. Said corporation may establish such rules, regulations, and by-laws as may be deemed fit by the corporation and are agreeable to the laws of the state. An annual meeting of said corporation shall be holden at such time and place as may be directed by the by-laws, at which shall be chosen by ballot a board of directors, not less than three nor more than seven in number, and such other officers as may be deemed advisable. All officers chosen at the annual meeting shall hold office for one year and until their successors have duly qualified.

First meeting.

SECT. 8. Any three of the corporators hereinbefore named may call the first meeting of the corporation by giving four days' notice in writing to all the corporators of the time and place

of said meeting. At said first meeting, or any subsequent one, associates may be elected, by-laws and regulations adopted, and in said first meeting a board of directors shall, and other officers may, be elected, by ballot in all cases, to serve until the first annual meeting and until their successors have duly qualified.

SECT. 9. This act shall take effect upon its passage.
[Approved March 3, 1897.]

Takes effect on passage.

CHAPTER 174.

AN ACT TO EXTEND THE CORPORATE POWERS OF THE NASHUA STREET RAILWAY.

SECTION

- 1. Authority to make lease.
- 2. State's rights reserved.
- 3. Requisites for validity of lease; provision for dissenting stockholders.

SECTION

- 4. Part of location may be abandoned.
- 5. No rights or release from obligations except as specified in ss. 1, 4.
- 6. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The Nashua Street Railway is hereby authorized and empowered to make a lease of all the property, rights, privileges, easements, and franchises of the corporation to the Lowell & Suburban Street Railway Company, a body corporate, established under the laws of the commonwealth of Massachusetts.

Authority to make lease.

SECT. 2. All the rights of this state, by its legislature or otherwise, to regulate the said Nashua Street Railway and its management or to amend its charter are reserved, and any lease made under the authority hereby granted shall be made subject to all the duties, liabilities, and restrictions imposed upon said Nashua Street Railway.

State's rights reserved.

SECT. 3. No lease executed under the authority of this act shall be valid or binding until the terms thereof have been agreed to by two thirds of the directors, and two thirds in interest of the stock of the lessor, and approved by the board of railroad commissioners ; and should there be dissenting stockholders, the value of the stock of such dissenting stockholders may be determined as provided in the Public Statutes of this state, chapter 156, and the provisions of said chapter shall apply to the taking of said stock as in the case of railroads.

Requisites for validity of lease ; provision for dissenting stockholders.

SECT. 4. So much of the track of said Nashua Street Railway as is located and laid between Temple street in Nashua, over Commercial and Hudson streets to Hollis street, and also as much as is located and laid across the Worcester, Nashua & Rochester railroad from the north side thereof on Palm street, southerly through Palm, West Hollis, and Hanover streets to

Part of location may be abandoned.

Kinsley street, upon application to and approval of the railroad commissioners, may be taken up, the location abandoned, and the running of cars thereon discontinued, subject to such conditions and restrictions as to putting the said streets in proper condition after the track is taken up, as exist under the laws of the state and as were imposed by the board of mayor and aldermen of said city when the locations upon which said track was laid were granted.

No rights or release from obligations except as specified in ss. 1, 4.

SECT. 5. Nothing in this act contained, except the authority given in sections 1 and 4 of said act, shall be construed as giving to said Nashua Street Railway or its lessees any rights which said railway does not now enjoy, or as releasing said railway from any lawful obligations which now exist or which may hereafter be lawfully imposed.

Takes effect on passage.

SECT. 6. This act shall take effect upon its passage.
[Approved March 4, 1897.]

CHAPTER 175.

AN ACT TO INCORPORATE THE SECOND ORTHODOX CONGREGATIONAL SOCIETY OF NASHUA.

SECTION

1. Association incorporated.
2. Officers continued and acts legalized.

SECTION

3. Rights as to holding property.
4. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Association incorporated.

SECTION 1. The Second Orthodox Congregational Society of Nashua, a voluntary association heretofore existing in the city of Nashua, is hereby made a body politic and corporate for the purposes named in its articles of association, and by that name may sue and be sued, prosecute and defend to final judgment and execution, use a common seal, and is hereby invested with all the powers, privileges, and immunities and made subject to all the liabilities incident to corporations of a similar nature.

Officers continued and acts legalized.

SECT. 2. The present officers of said society shall retain their respective offices until their successors shall be elected, agreeably to said articles of association, and all contracts heretofore made by said society are hereby ratified and confirmed.

Rights as to holding property.

SECT. 3. Said society may hold real and personal estate which it may acquire by gift, purchase, or otherwise, and may manage and dispose of the same and the income thereof, to such amount as may be necessary for the purposes of said society.

Takes effect on passage.

SECT. 4. This act shall take effect on its passage.
[Approved March 4, 1897.]

CHAPTER 176.

AN ACT TO INCORPORATE THE NORTH WOODSTOCK WATER COMPANY.

SECTION	SECTION
1. Corporation constituted.	6. Contracts.
2. Capital.	7. First meeting.
3. Meetings.	8. May borrow money and secure by mortgage.
4. Rights as to holding property ; rights in streets, etc.	9. Subject to repeal; takes effect on passage.
5. Eminent domain.	

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. W. F. Butler, A. W. Sawyer, W. L. E. Hunt, C. L. Parker, and S. N. Weeks, their associates, successors, and assigns, shall be, and hereby are made, a body politic and corporate by the name of North Woodstock Water Company, for the purpose of bringing water into the town of Woodstock and any village therein for domestic uses, the extinguishment of fires, and such other purposes as may be deemed necessary and proper; and by that name may sue and be sued, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges and made subject to all the liabilities incident to corporations of a similar nature.

SECT. 2. The capital stock of said corporation shall consist of such number of shares, not exceeding one hundred dollars each, as may from time to time be determined by the directors of said corporation, not exceeding in the whole the sum of twelve thousand dollars.

SECT. 3. The annual and all special meetings of said corporation shall be held at such times and places, and upon such notice, as may be provided by the by-laws of the corporation.

SECT. 4. Said corporation is empowered to purchase, and hold in fee simple or otherwise, any real or personal estate necessary for the carrying into effect the purposes of this act, and to purchase any existing aqueduct or system of water-works in said Woodstock now constructed or in operation; and said corporation is authorized to enter upon and break ground, dig ditches, and make excavations in any street, place, square, passageway, or highway through which it may be deemed necessary for the pipes and water-works of said corporation to pass, be, or exist, for the purpose of placing said pipes, hydrants, water-works, and such other material as may be deemed necessary for constructing said water-works, and to re-lay and repair the same, subject to such regulations as to the safety of the citizens and the security of the public travel as may be prescribed by the selectmen of the town of Woodstock.

SECT. 5. Said corporation is authorized to enter upon and appropriate any springs, streams, or ponds, in the town of Wood-

stock, not belonging to any aqueduct or water-works company, and to secure such streams, springs, or ponds by fences or otherwise, and to dig ditches, make excavations and reservoirs, through, over, in, or upon any land or inclosure through which it may be necessary for said pipes and water to pass, or said excavations, reservoirs, and water-works to be or exist, for the purpose of obtaining, holding, preserving, or conducting said water, and placing such pipes, material, or works as may be necessary for building and operating such water-works, or repairing the same; *provided*, that if it shall be necessary to enter upon and appropriate any streams, springs, ponds, or land for the purpose aforesaid, or to raise or to lower the level of the same, and the said corporation shall not be able to agree with the owners thereof for damages that may be done by said corporation, or the owners shall be unknown, either party may apply to the supreme court, at the trial term in the eastern judicial district of the county of Grafton, to have the damages determined; and said court shall refer the same to the county commissioners for said county, who shall appoint a time and place of hearing, and give notice thereof in the same manner as now provided by law for laying out of highways. Said commissioners shall make report to said court, and said court may issue execution therein accordingly; but if either party shall desire it, upon application to said court before reference to said commissioners, they shall be entitled to a trial by jury in such manner and under such regulations as said court may prescribe.

Contracts.

SECT. 6. Said corporation may make any contract with said town of Woodstock, or with any fire precinct in said town, or with any persons or corporations to furnish water, hydrants, and other means and apparatus for extinguishing fires, and for such other purposes as may be deemed necessary; and said town, or any fire precinct therein now existing or hereafter organized, is hereby authorized to contract with said corporation for the use of said water, hydrants, or other apparatus for said purpose, and may raise or appropriate money therefor. And said corporation is hereby authorized and empowered to sell or lease for a term of years to the town, or any fire precinct now existing or hereafter organized therein, all of its works, structures, and estate, of whatever kind or nature; and said town or fire precinct is hereby authorized to purchase or lease the same.

First meeting.

SECT. 7. The first two corporators named herein may call the first meeting of the corporation by giving a notice in writing to each of the corporators of the time and place of meeting at least seven days before the day of meeting, or by leaving the same at his last and usual place of abode; and at said meeting, or at any adjourned meeting thereof, associates may be admitted, all proper officers chosen, the capital stock fixed, and such by-laws and regulations adopted as may be deemed necessary to carry into effect the business of the corporation.

May borrow money and secure by mortgage.

SECT. 8. Said corporation may borrow money for the purpose of constructing or extending the water-works named herein, and

issue bonds or other obligations therefor, and secure the same by mortgage upon the said water-works, property, assets, and franchises of said corporation.

SECT. 9. This act may be altered, amended, or repealed whenever the public good requires, and shall take effect upon its passage.

Subject to
repeal; takes
effect on passage.

[Approved March 4, 1897.]

CHAPTER 177.

AN ACT IN AMENDMENT OF THE CHARTER OF THE ORPHANS' HOME
AT CONCORD, APPROVED JUNE 26, 1874.

SECTION

1. Authority to increase amount of property; extension of powers.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The first section of an act entitled "An act to incorporate the trustees of the Orphans' Home at Concord," approved June 26, 1874, is hereby amended so as to read as follows: "Section 1. That William W. Niles, Henry A. Coit, Joseph H. Coit, Josiah Minot, Albert R. Hatch, and their associates, are hereby incorporated and made a body politic, under the name of the Trustees of the Orphans' Home at Concord. Said corporation may take, hold and manage such property as may be obtained, by donation or otherwise, not exceeding two hundred and fifty thousand dollars, for the purpose of maintaining, educating, or otherwise aiding children who have lost one or both parents, or are otherwise destitute, and of aiding or supporting aged clergymen and their families, the families of deceased clergymen, and other worthy persons, and also of aiding or supporting persons devoted to such charitable works as the nursing and relief of the sick and the care and teaching of indigent young children. They may also receive all such minor children as may be bound to them under indenture by their surviving parent or guardian according to the laws of this state relating to master and apprentice, and shall have the same rights, and be subject to the same liabilities, in regard to children so bound as other masters may lawfully have."

Authority to
increase amount
of property;
extension of
powers.

SECT. 2. This act shall take effect from its passage.

Takes effect on
passage.

[Approved March 10, 1897.]

CHAPTER 178.

AN ACT RELATING TO THE TERMS OF OFFICE OF CERTAIN CITY OFFICIALS OF THE CITY OF MANCHESTER.

SECTION 1. Change in election and term of officers; time of first election under this act; repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened :

Change in election and term of officers; time of first election under this act; repealing clause.

SECTION 1. All officers of the city of Manchester now annually appointed by the board of mayor and aldermen, or annually elected by the joint convention of the city councils, shall hereafter be appointed or elected biennially in the month of January, and shall hold office two years, and until their successors are appointed or elected and qualified in their place. But any such officer may be removed for cause at any time by the city councils. The first election under this act shall be held in January, 1899. All acts and parts of acts inconsistent herewith are hereby repealed.

[Approved March 10, 1897.]

CHAPTER 179.

AN ACT IN AMENDMENT OF AN ACT ENTITLED "AN ACT TO INCORPORATE THE MANCHESTER BANK," PASSED AUGUST 5, 1881.

SECTION 1. Additional corporate members; provision for special meeting; takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Additional corporate members; provision for special meeting; takes effect on passage.

SECTION 1. Said act is amended by adding thereto the following sections: "Sect. 5. Charles T. Means, W. Byron Stearns, Stephen N. Bourne, Frank E. Putney, and Joseph W. Fellows are hereby made grantees and members of said Manchester Bank corporation, with the same powers, privileges, rights, and duties as the original grantees, associates, successors, and assigns. Sect. 6. Walter M. Parker, Charles D. McDuffie, Charles T. Means, and Stephen N. Bourne, or any two of them, are authorized and empowered to call a special meeting of said corpora-

tion for the election of directors and officers of the corporation, and the transaction of any other business that may legally come before the meeting. Sect. 7. Notice of the time, object, and place of said meeting shall be given by publication in a newspaper published in the city of Manchester, New Hampshire, at least ten days prior thereto. Sect. 8. The directors and officers elected at said meeting may hold their respective offices until the next annual meeting of the corporation, and until others are chosen and qualified in their stead, and this act shall take effect from its passage."

[Approved March 10, 1897.]

CHAPTER 180.

AN ACT TO INCORPORATE THE SILVER LAKE RESERVOIR COMPANY.

SECTION

- 1. Corporation constituted.
- 2. Capital.
- 3. Meetings.
- 4. Rights as to property; rights in streets, etc.
- 5. Eminent domain.
- 6. Appeal from award of damages.
- 7. Contracts.

SECTION

- 8. Authority of Warner or fire districts to contract with corporation, or to lease or purchase property.
- 9. Management in case of lease or purchase.
- 10. First meeting.
- 11. Takes effect on passage; subject to repeal.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That Alfred T. Batchelder, William H. Elliot, E. W. Gustine, Charles H. Hersey, Edward Gustine, and Francis C. Faulkner, their associates, successors, and assigns, shall be and hereby are made a body politic and corporate by the name of the Silver Lake Reservoir Company, for the purpose of bringing water into the town of Warner and any village therein, for domestic purposes, the extinguishment of fires, and such other purposes as may be deemed necessary and proper; and by that name may sue and be sued, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges, and subject to all the liabilities incident to corporations of a similar nature.

SECT. 2. The capital stock of said corporation shall consist of such number of shares of one hundred dollars each as may be from time to time determined by the directors of said corporation, not exceeding in the whole the sum of twenty-five thousand dollars.

Meetings.

SECT. 3. The annual and all special meetings of the corporation shall be held at such times and places and upon such notice as may be provided by the by-laws of the corporation, and such officers and agents may be chosen as therein provided.

Rights as to
property; rights
in streets, etc.

SECT. 4. Said corporation is empowered to purchase and hold, in fee simple or otherwise, any real and personal estate necessary for the carrying into effect the purposes of this act; and said corporation is authorized to enter upon and break ground, dig ditches, and make excavations in any street, place, square, passageway, or highway through which it may be deemed necessary for the pipes, hydrants, aqueduct, and water-works of said corporation to pass, be, or exist, for the purpose of placing said pipes, hydrants, aqueduct, and water-works, and such other material as may be deemed necessary for building said aqueduct and water-works, and to re-lay, repair, and change the same, subject to such regulations as to the safety of the citizens and security of the public travel as may be prescribed by the selectmen of said Warner.

Eminent
domain.

SECT. 5. Said corporation is authorized to enter upon and appropriate any springs, streams, rivers, or ponds in said Warner (not belonging to any aqueduct company), and to secure the same by fences or otherwise, and erect, construct, and maintain such dams, reservoirs, and buildings as may be necessary for such water-works and aqueduct, and dig ditches and make excavations and reservoirs through, over, in, or upon any land or inclosure through which it may be necessary for the pipes and water to pass, or said excavations, reservoirs, aqueduct, buildings, and water-works to be or exist, for the purpose of obtaining, holding, preserving, or conducting said water, and placing such pipes, other materials, or works as may be necessary for building or operating such aqueduct and water-works, or repairing the same; *provided*, if it shall be necessary to enter upon and appropriate any streams, springs, rivers or ponds, or any land for the purpose aforesaid, or to raise or lower the level of the same, and if said corporation shall not agree with the owners for the damage that may be done by said corporation, or such owners shall be unknown, said corporation may apply to the trial term of the supreme court for the county of Merrimack to have the same laid out and the damages determined, and the said court shall refer the same to the county commissioners of said county, who shall appoint a time and place of hearing, and give notice thereof in the same manner as is now provided by law for laying out highways; and said commissioners shall lay out the same, determine the damages, and report to said court, and said court may issue execution accordingly.

Appeal from
award of
damages.

SECT. 6. The same right of appeal from such award of damages shall exist as in the case of lands taken for highways by county commissioners.

Contracts.

SECT. 7. Said corporation may contract with individuals and corporations for supplying them with water, and establish such regulations and rents for the use of water as may from time to

time be deemed proper; and said corporation is authorized to borrow money to defray the cost of such aqueduct and water-works, and to issue their notes or bonds therefor, and to secure the same by a mortgage of all their estate.

SECT. 8. Said town of Warner, or any fire district now or hereafter organized in said town, is hereby authorized and empowered to make contracts with said corporation for a supply of water and the establishment of hydrants for the extinguishment of fires and other necessary and proper uses, and to lease or purchase their franchise, works, structures, and estate, of any kind whatever, and may raise and appropriate money for such purposes, and may borrow or hire money therefor on the credit of said town or fire district, and may issue notes and bonds therefor, first being instructed to do any of said things in the same manner as is prescribed for the appropriation of money by towns in chapter 40, section 4, of the Public Statutes.

Authority of Warner or fire districts to contract with corporation or to lease or purchase property.

SECT. 9. If said town, or any fire district therein now or hereafter organized, shall lease or purchase, as aforesaid, the franchise, works, structures, and estate of said corporation, said town or said fire district, for the more convenient management of said water-works, may place them under the direction and control of a superintendent or board of water commissioners, or both, and the selectmen of said town or the firewards of said district are hereby authorized and empowered to appoint such superintendent or board of commissioners, with such powers and duties as may from time to time be prescribed by said town or fire district.

Management in case of lease or purchase.

SECT. 10. Any two of the corporators named in this act may call the first meeting of the corporation, by giving or mailing a notice in writing to each of said corporators of the time and place of meeting five days previous to said meeting, and at said meeting, or any adjourned meeting thereof, or at any subsequent meeting duly called, associates may be admitted and all proper officers chosen, the number of shares fixed, and such by-laws and regulations adopted as may be deemed necessary to carry into effect the purposes of this act.

First meeting.

SECT. 11. This act shall take effect upon its passage, and the legislature may alter, amend, or repeal the same whenever the public good requires.

Takes effect on passage; subject to repeal.

[Approved March 10, 1897.]

CHAPTER 181.

AN ACT TO INCORPORATE THE TRUSTEES OF MCCOLLOM INSTITUTE.

SECTION

1. Corporation constituted.
2. Rights as to property.
3. By-Laws; officers; vacancies.

SECTION

4. Acts legalized.
5. Purpose of act.
6. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Corporation
constituted.

SECTION 1. William H. Conant, Franklin O. Kittredge, Clark Campbell, Charles H. Raymond, George A. Marden, Albert Conant, and John H. Colby, and their successors, are hereby made a corporation by the name of "The Trustees of McCollom Institute," for the purpose of maintaining a school in the town of Mont Vernon with all the powers and privileges, and subject to all the duties, restrictions, and liabilities set forth in all general laws which now are or may hereafter be in force and applicable to such corporations.

Rights as to
property.

SECT. 2. Said corporation shall have authority to receive, hold, and manage the funds and property now held by McCollom Institute, and any other donations or bequests which may be made for its benefit, and may hold, for the purposes aforesaid, real and personal estate to an amount not exceeding one hundred thousand dollars.

By-laws : offi-
cers ; vacancies.

SECT. 3. The said trustees shall have the power to adopt such by-laws as may be useful or necessary, with authority to elect one of their own number as president, also a treasurer and a secretary who may or may not be members of the corporation. Whenever a vacancy shall occur in the trustees by the death, resignation, or disability of any member, a successor shall be elected by the remaining trustees, who shall thereby become a member of the corporation.

Acts legalized.

SECT. 4. All the acts and transactions of the trustees acting under supposed authority as said trustees, up to the present time, are hereby legalized and made valid.

Purpose of act.

SECT. 5. The purpose of this act is to continue the work contemplated in the establishment of the McCollom Institute under chapter 1051 of the Laws of the year 1850 and acts amendatory thereof and additional thereto.

Takes effect on
passage.

SECT. 6. This act shall take effect on its passage.
[Approved March 16, 1897.]

CHAPTER 182.

AN ACT ENTITLED "AN ACT TO AMEND THE ACT CREATING A BOARD OF PARK COMMISSIONERS FOR THE CITY OF NASHUA."

SECTION

1. Erroneous reference in Laws 1895, c. 241, s. 1, corrected.
2. Authority of commissioners to hold and manage property.
3. Investment of funds.

SECTION

4. Disposition of income from parks and of city appropriations.
5. Reports and accounts.
6. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That chapter 241 of the laws of said state, passed January session, A. D. 1895, entitled "An act in amendment of Laws 1895, c. 241, s. 1, corrected." and in addition to the charter of the city of Nashua, creating a park commission for said city," be amended by striking out the word "section" in the fourth line of section 1 thereof, and inserting in lieu thereof the word "chapter," so as to read as follows: "Section 1. The powers now possessed by the city councils of Nashua, in relation to the regulation, care, and management of public squares, parks, and commons of said city, as provided in chapter 40 of the Public Statutes, are hereby transferred to a board of park commissioners."

SECT. 2. Said board of park commissioners are authorized to take and hold any grant, donation, or bequest of property in trust, to apply the same, or the income thereof, for the improvement or embellishment of the parks and squares of said city, or for the erection, repair, preservation, or renewal of any monument, memorial, testimonial, or other work, or for the planting and cultivation of trees, shrubs, or plants in said parks or commons, or for improving the said premises in any other form or manner consistent with the purposes for which said parks or commons were or may be established, according to the terms of such grant, donation, or bequest; and any legacy, bequest, donation, grant, or deposit heretofore made to said city for a like purpose, as well as all property or estate heretofore granted or which may hereafter be granted for parks, commons, or park purposes, shall be placed under the full control, charge, and management of said commissioners.

SECT. 3. Any sums of money so received by said board shall be invested by the city treasurer of Nashua, under the direction of said board, in any securities in which savings banks are authorized by law to invest, unless other provision is made by the terms of any such grant, donation, or bequest, and shall remain separate from and independent of any other moneys or property belonging to said city and free from all control of the city councils; the income or earnings of such funds shall be received by the city treasurer, subject to the orders of said board, who shall

appropriate and expend the same in such manner as they may deem best to promote and carry out the purposes for which said grants, donations, and bequests are made.

Disposition of
income from
parks and of city
appropriations.

SECT. 4. Any sum or sums of money realized from the sale of any material found, growing, or being on said parks or commons by said board shall be paid over to and placed to the credit of said board by the said city treasurer, as well as all sums appropriated by the city councils to their use, and any and all sums received as rentals or otherwise for said parks and commons; all which moneys shall be used, paid, laid out, and expended by said board in the construction, care, and maintenance of said parks and commons, and the appurtenances thereto, and for no other purpose.

Reports and
accounts.

SECT. 5. Said board shall annually, in the month of December, make a detailed report in writing to the city councils of their acts and proceedings, and of the condition of the parks and commons under their charge, and an account of the receipts and expenditures for the same and the funds subject to their order.

Takes effect on
passage.

SECT. 6. This act shall take effect on its passage.
[Approved March 16, 1897.]

CHAPTER 183.

AN ACT TO AUTHORIZE THE VILLAGE FIRE PRECINCT OF WOLFEBOROUGH TO CONSTRUCT AND MAINTAIN AN ELECTRIC PLANT.

SECTION

1. Electric plant authorized.
2. Regulations and management.

SECTION

3. Appropriations; borrowing.
4. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

Electric plant
authorized.

SECTION 1. The village fire precinct in the town of Wolfborough is hereby authorized to construct and maintain an electric light plant, for the purpose of generating and supplying electricity to light the streets and buildings in said precinct, and may distribute, convey, and supply the same by metallic wires, or by any other suitable means, upon poles erected for that purpose, or in other convenient ways, in any public street or highway in said precinct, and may re-lay and repair the same, having proper regard for the rights of the public.

Regulations and
management.

SECT. 2. The said precinct shall have the power and authority to make regulations for the use of said electricity, and the control and management of the plant may be placed in the hands of

the firewards of said precinct, who shall appoint all necessary officers.

SECT. 3. The said precinct is also authorized, at any annual or special meeting, by a major vote of those present and voting, to raise and appropriate, and to borrow or hire, such sums of money on the credit of the precinct as may from time to time be deemed advisable, for the purpose of defraying the expense of purchasing real estate, and for constructing, maintaining, and operating said electric light plant, and to issue notes or bonds of the precinct therefor, payable at such times and at such rates of interest as may be thought proper.

Appropriations ;
borrowing.

SECT. 4. This act shall take effect upon its passage.
[Approved March 16, 1897.]

Takes effect on
passage.

CHAPTER 184.

AN ACT TO INCORPORATE THE DALTON POWER COMPANY.

SECTION

1. Corporation constituted.
2. May lease or buy property of other electric light companies.
3. Wires.
4. Capital; rights as to holding property.
5. Bonds and mortgages.

SECTION

6. Dam, etc., on Connecticut river authorized; limitation of flowage rights: condition of charter.
7. Privileges of existing electric light companies.
8. First meeting.
9. Subject to repeal.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That Walter H. Creamer, Myron G. Safford, both of Bethel, county of Windsor and state of Vermont, Irving M. Frost, of Concord, county of Merrimack and state of New Hampshire, George S. Walker, of Boston, county of Suffolk, state of Massachusetts, and Charles P. Creamer, of New York city, state of New York, their associates, successors, and assigns, are hereby constituted a body politic and corporate by the name of the Dalton Power Company, for the purpose of doing a general illuminating, heating, manufacturing, and power business, by the manufacture, distribution, and sale of electricity and power for general illuminating, heating, and manufacturing purposes, either or any of them, in the counties of Grafton and Coös, state of New Hampshire, and in the county of Caledonia and county of Essex, state of Vermont, with all the powers and privileges and subject to all the duties and liabilities by law incident to corporations of a similar nature.

Corporation
constituted.

May lease or
buy property of
other electric
light companies.

SECT. 2. That said company is hereby authorized to acquire, by lease or purchase, the property, rights, franchises, privileges, and immunities of any electric light company now or hereafter existing in any town or city in said counties of Grafton or Coös, state of New Hampshire, or said county of Caledonia and county of Essex, state of Vermont, upon such terms or conditions as may be mutually agreed upon; and upon such lease or purchase and a transfer and conveyance of the same to the Dalton Power Company, it shall succeed to and enjoy all the rights, privileges, and immunities now enjoyed and belonging to any such electric light company.

Wires.

SECT. 3. The said company is hereby authorized to construct or maintain its lines of wires in accordance with the laws of the state of New Hampshire.

Capital : rights
as to holding
property.

SECT. 4. The capital stock of said corporation shall not exceed the sum of forty thousand dollars, divided into shares of one hundred dollars each. The amount thereof, within said authorized limit, shall be fixed by the corporators upon the organization of the company and the same from time to time be increased as determined by the stockholders, until all of said forty thousand dollars has been issued. Said capital stock may be paid in cash or in property taken at a fair valuation, but no shares shall be issued until fully paid for. The said company shall have the right to acquire, own, or hold by lease or purchase, any and all property, both real and personal, that may be necessary or useful for the purpose of its business, and shall also have the power to sell, mortgage, or lease its franchises, rights, and properties to other corporations in this state or the state of Vermont.

Bonds and
mortgages.

SECT. 5. The said company may issue its bonds for the accomplishment of any of the purposes for which it is incorporated at such rates and times, and in such amounts, as the stockholders may authorize; *provided*, such bonds shall not be issued in amounts exceeding seventy-five per cent of the capital stock actually paid in; and it may secure payment of such bonds, both principal and interest, by mortgage on its property and franchises.

Dam, etc., on
Connecticut
river authorized;
limitation of
flowage rights;
condition of
charter.

SECT. 6. Said corporation is hereby authorized and empowered to erect and maintain a dam, and all such works as may be necessary and proper to carry into effect the objects aforesaid, on and across the Connecticut river at Fifteen Mile Falls, at a point on said falls about three miles below the Sumner house in the town of Dalton, in said county of Coös, and to make and maintain all such canals and slips as may be necessary and proper for the purposes aforesaid; *provided*, that this grant shall not be held or construed to impair any rights, powers, and privileges heretofore granted by the legislature of this state within the limits aforesaid.

This corporation shall not flow any land lying north of the southerly line of land now owned by the Concord & Montreal railroad on said river above the location of said dam, and if the dam shall not be constructed and an electric plant created and

equipped for use for one or more of the purposes of this act by December 1, 1900, this act shall thereafter be void and of no effect.

SECT. 7. Any existing electric light company in said counties of Grafton and Coös, in New Hampshire, and the counties of Caledonia and Essex, in the state of Vermont, shall have the first right to contract with said corporation for electricity for their lines at a reasonable rate, *provided* they make said contract within three months after receiving written notice from this corporation that said corporation is ready to make said contract and furnish electricity at its power house. Privileges of existing electric light companies.

SECT. 8. The first meeting of said company may be called by a corporate member, giving personal notice at least ten days prior to the time of meeting to his associates, stating the time and place thereof, at which meeting, or any other meeting duly holden, associates may be elected, by-laws adopted, and a president, clerk, and such other officers and agents as may be deemed necessary may be chosen. First meeting.

SECT. 9. The legislature may alter, amend, and repeal this act whenever the public good may require the same. Subject to repeal.

[Approved March 16, 1897.]

CHAPTER 185.

AN ACT TO CHANGE THE NAME OF THE FIRST CONGREGATIONAL SOCIETY OF DERRY.

SECTION

- 1. Name changed.
- 2. Provision as to property, bequests, and contracts.

SECTION

- 3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The name of the "First Congregational Society in Derry," organized July 12, 1837, is hereby changed to "The Central Congregational Society in Derry." Name changed.

SECT. 2. All properties of, bequests to, or contracts of the First Congregational Society shall be vested in the said Central Congregational Society. Provision as to property, bequests, and contracts.

SECT. 3. This act shall take effect upon its passage. Takes effect on passage.

[Approved March 16, 1897.]

CHAPTER 186.

AN ACT IN AMENDMENT OF CHAPTER 241 OF THE PAMPHLET LAWS OF 1891, ENTITLED, "AN ACT TO ESTABLISH THE CITY OF ROCHESTER."

SECTION

1. Mayor's salary increased.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Mayor's salary increased.

SECTION 1. Section 14, chapter 241 of the Laws of 1891, is hereby amended by striking out the words "two hundred" in the thirteenth line, and inserting in the place thereof the words "four hundred," so that portion of the section as amended will read: "The mayor shall receive an annual salary of four hundred dollars, to be paid him at stated periods out of the city treasury, and said salary shall be in full for services of every kind rendered by him in the discharge of all the duties pertaining to his office."

Takes effect on passage.

SECT. 2. This act shall take effect on its passage.
[Approved March 16, 1897.]

CHAPTER 187.

AN ACT IN AMENDMENT OF CHAPTER 241 OF THE LAWS OF 1891, ENTITLED "AN ACT TO ESTABLISH THE CITY OF ROCHESTER."

SECTION

1. Amendments relating to school board and supervision of schools.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Amendments relating to school board and supervision of schools.

SECTION 1. Chapter 241 of the Laws of 1891 is hereby amended by striking out sections 20, 21, and 22, and inserting in place thereof the following:

"Sect. 20. The general management and control of the public schools in said city, and of the buildings and property pertaining thereto, shall be vested in a school board consisting of thirteen members, their terms of office to commence the first Wednesday in January next after their respective elections under this act, and who shall have the power and perform the du-

ties, and be subject to the liabilities pertaining to the school boards of towns, except wherein a different intention appears; but all bills, notes, and demands made or contracted for school purposes shall be paid from the city treasury.

“Sect. 21. The members serving upon the school board in said city at the time of the passage of this act, together with the mayor and three additional members by him appointed, shall serve until the first Wednesday of January following; and for the further continuance of said school board, the mayor elected at the annual meeting shall be one member thereof, who shall act as chairman of said board; the other members thereof shall consist of the members of the present school board elected from wards five and six, and the member elected by the city council at the beginning of the municipal year 1897; and the three members appointed by the mayor shall serve as members of the school board until the first Wednesday in January, 1899; and at the annual election in 1897, and at every annual election thereafter, each ward shall elect one member of the school board to serve for the period of two years from the first Wednesday in January following their election, and a residence within either of the wards electing shall not be necessary to eligibility to the office.

“Sect. 22. Said school board shall annually elect one or more persons to visit, and under their direction have the general supervision of the schools, and in no case shall he be a member of said school board; he shall make an annual report at such time as the school board shall determine, shall report his proceedings and condition and progress of the schools as often and in such manner as they may require, and perform such other duties as the board may direct and is not repugnant to the laws of the state, and shall receive such compensation as the school board may determine.”

SECT. 2. This act shall take effect upon its passage.
[Approved March 18, 1897.]

Takes effect on
passage.

CHAPTER 188.

AN ACT IN AMENDMENT OF CHAPTER 263 OF THE LAWS OF 1891,
AMENDING CHAPTER 242 OF THE SESSION LAWS OF 1881, AUTHOR-
IZING THE TOWN OF ROCHESTER TO ESTABLISH WATER-WORKS IN
SAID TOWN.

SECTION

1. Rochester may extend water pipes
to Lebanon.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened:*

Rochester may
extend water
pipes to
Lebanon.

SECTION 1. Section 1 of chapter 263 of the Laws of 1891 is hereby amended by adding to said section the following, to wit: "The city of Rochester is further empowered and authorized to extend its pipe lines across the Salmon Falls river at East Rochester to convey its water in subterranean pipes for fire protection, domestic use, and other purposes, for the village of Lebanon, Maine, and for this purpose said city shall be subject to all the duties and have all the rights and powers contained in chapter 242 of the Session Laws of 1881 in reference to supplying Rochester village therewith; and any contract made with said town shall be binding on said city.

Takes effect on
passage.

SECT. 2. This act shall take effect on its passage.
[Approved March 18, 1897.]

CHAPTER 189.

AN ACT LEGALIZING THE APPROPRIATION OF MONEY BY THE TOWN
OF GREENVILLE TO CELEBRATE THE QUARTER CENTENNIAL OF ITS
INCORPORATION.

SECTION

1. Appropriation legalized.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened:*

Appropriation
legalized.

SECTION 1. That the action of the town of Greenville, at its last annual meeting, appropriating two hundred dollars for the celebration of the twenty-fifth anniversary of its incorporation, be and the same is hereby legalized and confirmed.

Takes effect on
passage.

SECT. 2. This act shall take effect upon its passage.
[Approved March 18, 1897.]

CHAPTER 190.

AN ACT TO INCORPORATE "THE SOCIETY FOR THE CARE OF THE SOUTH CEMETERY IN PORTSMOUTH, N. H."

SECTION

1. Corporation constituted.
2. Rights as to property.
3. First meeting; by-laws, officers, members.

SECTION

4. Takes effect on passage; subject to repeal.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. That Alfred Gooding, Charles H. Mendum, Gustave Peyser, Edwin C. Blaisdell, and Henry C. Hewitt, their associates and successors, be and hereby are incorporated and made a body politic by the name of "The Society for the care of the South Cemetery in Portsmouth, N. H.," and shall have power to fill all vacancies which may occur in their own board, and by that name said corporation may sue and be sued, prosecute and defend to final judgment and execution, and shall have and exercise all the powers and privileges and be subject to all the liabilities by law incident to corporations of a similar nature.

SECT. 2. Said corporation is hereby authorized: (a) To receive bequests, legacies, and funds in trust, and to expend annually the income of the same, or so much thereof as may be necessary, for the perpetual care of burial lots in the South Cemetery in Portsmouth, N. H., and for the proper maintenance and repair of the avenues, streets, and paths in said cemetery; and for said purposes may take and hold property by donation, bequest, or otherwise, and care for, invest, manage, and reinvest said funds so coming into its hands according to the terms of any donation, bequest, legacy, or trust deed, and according to the laws of the state of New Hampshire. (b) To care for burial lots in said cemetery, and to keep in proper maintenance and repair the avenues, streets, and paths in said cemetery, for subscribers for terms of from one to twenty-five years, at an annual rate to be fixed by said corporation.

SECT. 3. The three grantees first named may call the first meeting of said corporation by giving notice in writing to each of the grantees named in this act of the time and place of said meeting, or by one publication in one of the daily papers of the city, at which meeting, or some subsequent meeting, this act may be accepted; and then, or at some adjourned meeting, said corporation may adopt, and thereafterwards maintain, change, or alter such rules and by-laws for the government of its proceedings and regulation of its affairs, not inconsistent with the laws of this state, and elect or provide for the election of such officers, managers, and agents, as they may deem advisable, and

may prescribe the duties and powers of said officers, and may regulate the terms and conditions of membership to said corporation.

Takes effect on
passage; subject
to repeal.

SECT. 4. This act shall take effect upon its passage, and shall be subject to alteration, amendment, or repeal.

[Approved March 18, 1897.]

CHAPTER 191.

AN ACT TO LEGALIZE THE ACTION OF THE TOWN OF RUMNEY, EX-
EMPTING THE PROPERTY OF THE F. E. BELDEN MICA MINING
COMPANY FROM TAXATION FOR A TERM OF YEARS.

SECTION

1. Exemption from taxation legalized.

SECTION

2. Takes effect on passage.

*Be it enacted by the Senate and House of Representatives in General
Court convened:*

Exemption from
taxation
legalized.

SECTION 1. That the vote of the town of Rumney, March 9, 1897, exempting the property of the F. E. Belden Mica Mining Company from taxation for a term of eight years, is hereby legalized.

Takes effect on
passage.

SECT. 2. This act shall take effect on its passage.

[Approved March 18, 1897.]

CHAPTER 192.

AN ACT TO INCORPORATE THE GRANITE SAVINGS BANK OF MILFORD.

SECTION

- 1. Corporation constituted.
- 2. Deposits and withdrawals.
- 3. Right to hold real estate.
- 4. Members, clerk, and trustees; vacancies; by-laws; common seal; deeds, etc.
- 5. Trustees and other officers; quorum of trustees.

SECTION

- 6. No compensation to members, except officers; no special deposits or rates of interest.
- 7. First meeting; special meetings.
- 8. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That John A. Ober, Henry H. Barber, Frank E. Kaley, Charles S. Emerson, and Arthur L. Keyes, their associates and successors, and such others duly elected members as in this act provided, be and they hereby are constituted a body politic and corporate by the name of the Granite Savings Bank, to be located at Milford in the county of Hillsborough, for the purpose of establishing and maintaining a mutual savings bank, and by the name and style aforesaid may sue and be sued, prosecute and defend to final judgment and execution, and shall be vested with all the powers, rights, and privileges and subject to all the duties and liabilities which by the laws of this state are or may become incident to corporations of a like nature.

Corporation constituted.

SECT. 2. Said corporation may receive from any person or persons, corporations, or associations, disposed to enjoy the advantages of said savings bank, any deposit or deposits of money, not exceeding \$5,000 from any one person, corporation, or association, subject to the by-laws of said savings bank; and may manage, use, and improve the same for the benefit of the depositors in such manner as shall be convenient or necessary for the security and profitable investment thereof under the restrictions of the laws regulating the investment and management of such funds; and all deposits, together with the net income and profits thereof, may be withdrawn at such reasonable times, and in such manner and proportions, and subject to such equitable rules and regulations as said corporation may from time to time by its by-laws prescribe, not incompatible with the laws of the state.

Deposits and withdrawals.

SECT. 3. Said corporation may purchase, hold, and acquire, by foreclosure of mortgage or otherwise, such real estate as savings banks are permitted to hold under the general laws of this state.

Right to hold real estate.

SECT. 4. Said corporation, at its first meeting under this act, and at any annual meeting thereafter, shall have power to elect by ballot and major vote of those present, other persons as members of this corporation not exceeding fifty, including those who

Members, clerk, and trustees; vacancies; by-laws; common seal; deeds, etc.

are, at the time of such election, members thereof. At the first meeting of said corporation, and at each subsequent annual meeting, there shall be chosen in the same manner, from among the members, a clerk and a board of trustees not exceeding nine in number, who shall hold their office until others are elected and qualified in their stead. The management of the business of said savings bank shall be committed to said trustees under the restrictions of the by-laws and the laws of the state. Any vacancy in the board of trustees may be filled at a special meeting of said corporation called for that purpose. Said corporation, at its first meeting, shall enact such by-laws for the government and management of its business as shall not be incompatible with the laws of the state, and may, from time to time, at the annual meetings, or at a special meeting called for that purpose, alter and amend the same; but no by-law or regulation shall take effect or be in force until the same shall have been approved by the bank commissioners. Said corporation shall, at its first meeting, adopt a common seal, which may be changed and renewed at pleasure, and all deeds, conveyances, grants, covenants, and agreements made by the president of said bank, or any other person acting under the authority of the board of trustees, shall be good and valid in law.

Trustees and other officers; quorum of trustees.

SECT. 5. Said trustees shall qualify in the manner prescribed by law. They shall annually choose one of their number as president of said bank. They shall also annually choose a treasurer, and such other clerks, agents, and servants as may be necessary for the proper management of the business of said bank, and may remove the same at pleasure. A majority of the trustees shall constitute a quorum.

No compensation to members, except officers; no special deposits or rates of interest.

SECT. 6. No member of the corporation shall receive any compensation for his services in said savings bank, nor derive any emolument therefrom; *provided, however*, that a reasonable compensation shall be paid to the officers of said bank and others necessarily employed in transacting its business. No special deposits shall be received, or special rates of interest allowed to any depositor, but all the profits arising from said business shall be equitably divided among the depositors at such times and in such manner as the trustees may determine, after deducting therefrom the necessary charges and expenses, and a proper sum for the establishment of a guaranty fund.

First meeting; special meetings.

SECT. 7. The first meeting of this corporation shall be called by any two of said incorporators within two years from the passage of this act, by publishing a notice within one week of said meeting in one or two newspapers published in Milford, and all subsequent meetings of said corporation shall be notified by a like publication signed by the president of said bank. Special meetings of the corporation may be called at any time by the president or any two of the trustees, but no business shall be transacted at a special meeting, unless the subject thereof shall have been stated in the published notice.

Takes effect on passage.

SECT. 8. This act shall take effect on its passage.

[Approved March 18, 1897.]

CHAPTER 193.

AN ACT TO INCORPORATE THE CHESHIRE COUNTY SAVINGS BANK OF
KEENE.

SECTION

- 1. Corporation constituted.
- 2. Deposits and withdrawals.
- 3. Rights as to real estate.
- 4. Members, clerk, and trustees; vacancies; by-laws; common seal; deeds, etc.

SECTION

- 5. Trustees and other officers; quorum of trustees.
- 6. No compensation to members except officers; no special deposits or rates of interest.
- 7. First meeting; other meetings.
- 8. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That John M. Parker, George B. Williams, Chas. J. Amidon, Jerome E. Wright, and Wallace E. Mason, their associates and successors, and such others duly elected members as in this act provided, be and they hereby are constituted a body politic and corporate by the name of Cheshire County Savings bank, to be located at Keene, in our county of Cheshire, for the purpose of establishing and maintaining a mutual savings bank, and by the name and style aforesaid may sue and be sued, prosecute and defend to final judgment and execution, and shall be vested with all the powers, rights, and privileges and subject to all the duties and liabilities which by the laws of this state are or may become incident to corporations of a like nature.

SECT. 2. Said corporation may receive from any person or persons, corporations or associations, disposed to enjoy the advantage of said savings bank, any deposit or deposits of money, not exceeding \$5,000 from any one person, corporation, or association, subject to the by-laws of said savings bank; and may manage, use, and improve the same for the benefit of the depositors in such manner as shall be convenient or necessary for the security and profitable investment thereof under the restrictions of the laws regulating the investment and management of such funds; and all deposits, together with the net income and profits thereof, may be withdrawn at such reasonable times, in such manner and proportions, and subject to such equitable rules and regulations as said corporation may from time to time by its by-laws prescribe, not incompatible with the laws of the state.

SECT. 3. Said corporation may purchase, hold, and acquire, by foreclosure of mortgage or otherwise, such real estate as savings banks are permitted to hold under the general laws of this state.

SECT. 4. Said corporation at its first meeting under this act, and at any annual meeting thereafter, shall have power to elect, by ballot and major vote of those present, other persons as members of this corporation, not exceeding fifty, including those who are at the time of such election members thereof. At the first

meeting of said corporation and at each subsequent annual meeting there shall be chosen in the same manner from among the members a clerk and a board of trustees, not exceeding nine in number, who shall hold their office until others are elected and qualified in their stead. The management of the business of said savings bank shall be committed to said trustees under the restrictions of the by-laws and the laws of the state. Any vacancy in the board of trustees may be filled at a special meeting of said corporation called for that purpose. Said corporation at its first meeting shall enact such by-laws for the government and management of its business as shall not be incompatible with the laws of the state, and may from time to time, at the annual meetings or at a special meeting called for that purpose, alter and amend the same; but no by-law or regulation shall take effect or be in force until the same shall have been approved by the bank commissioners. Said corporation shall at its first meeting adopt a common seal which may be changed and renewed at pleasure, and all deeds, conveyances, grants, covenants, and agreements made by the president of said bank, or any other person acting under the authority of the board of trustees, shall be good and valid in law.

Trustees and
other officers;
quorum of
trustees.

SECT. 5. Said trustees shall qualify in the manner prescribed by law. They shall annually choose one of their number as president of said bank. They shall also annually choose a treasurer and such other clerks, agents, and servants as may be necessary for the proper management of the business of said bank, and may remove the same at pleasure. A majority of the trustees shall constitute a quorum.

No compensa-
tion to members,
except officers;
no special
deposits or rates
of interest.

SECT. 6. No member of the corporation shall receive any compensation for his services in said savings bank, nor derive any emolument therefrom; *provided, however*, that a reasonable compensation shall be paid to the officers of said bank and others necessarily employed in transacting its business. No special deposits shall be received or special rates of interest allowed to any depositor, but all the profits arising from said business shall be equitably divided among the depositors at such times and in such manner as the trustees may determine, after deducting therefrom the necessary charges and expenses and a proper sum for the establishment of a guaranty fund.

First meeting;
special meetings.

SECT. 7. The first meeting of this corporation shall be called by any two of said incorporators within two years from the passage of this act, by publishing a notice within one week of said meeting in two newspapers published in Keene; and all subsequent meetings of said corporation shall be notified by a like publication, signed by the president of said bank. Special meetings of the corporation may be called at any time by the president or any two of the trustees, but no business shall be transacted at a special meeting unless the subject thereof shall have been stated in the published notice.

Takes effect on
passage.

SECT. 8. This act shall take effect on its passage.

[Approved March 18, 1897.]

CHAPTER 194.

AN ACT CREATING A BOARD OF TRUSTEES FOR SUBURBAN CEMETERIES
IN NASHUA, NEW HAMPSHIRE.

SECTION

- 1. Board of trustees constituted; their powers, election, and term; vacancies.
- 2. Further powers and duties; present rights in lots saved; *proviso*.
- 3. Disposition of funds.
- 4. Grants, donations, or bequests; agreements to repair.

SECTION

- 5. Investment of funds and appropriation of income.
- 6. City responsible; *proviso*.
- 7. Reports and accounts.
- 8. Cemeteries affected.
- 9. Act void unless accepted; takes effect on passage; repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That Samuel P. Wilson, Willard C. Tolles, Levi W. Goodrich, Charles H. Lund, and Benjamin F. Cotton are hereby appointed and constituted a board of trustees, who shall have the sole care, superintendence, and management of the property, expenditures, business, prudential affairs, and sale of lots in the cemeteries hereinafter described in the city of Nashua, together with any and all additions thereto. One member of each [such] board shall retire from office each year, and one member shall be elected by ballot annually in the month of March by the board of mayor and aldermen of said city, in convention with said board of trustees, by major vote, to hold the office for five years, the retiring trustee having no vote therein, the first of which election[s] to take place in March, 1898; and the term for which the members herein appointed shall hold their office shall be determined by lot; one to hold his office for five years, one for four years, one for three years, one for two years, and one for one year. The mayor of said city shall be, *ex officio*, a member of said board. Said trustees shall receive no compensation for their services as such. No person shall be eligible as such trustee who is not a resident and tax-payer in said city. Said board shall meet annually on the first Monday in April for organization, and shall elect a chairman and secretary from their own number, and three members shall constitute a quorum for the exercise of the powers and the performance of the duties of said board. Any vacancy occurring in said board by death, removal, resignation, or otherwise, shall be filled by the board of mayor and aldermen, in convention with said board of trustees, for the remainder of the term.

Board of trustees constituted; their powers, election, and term; vacancies.

SECT. 2. The said board shall have the authority to grant and convey to person or persons, by deeds duly executed, the sole and exclusive right of burial and of erecting tombs, cenotaphs, tablets, and other monuments in any of the designated lots or sub-divisions of said cemeteries, upon such terms and conditions as they, by their rules and regulations, shall prescribe; and said board

Further powers and duties; present rights in lots saved; *proviso*.

may make all necessary by-laws, rules, and regulations in the execution of their trust, not inconsistent with this act or repugnant to the laws of this state, as they shall deem expedient; and said board shall hold said property and estate for the same purposes, and charged with the same duties and liabilities for and subject to which the same are now held by the city councils of said Nashua, and all rights of ownership of lots which any person or persons have acquired in said cemetery shall remain to the same extent as if this act had not been passed. *Provided, however,* if any person or persons shall fail or neglect for one year after a written notice to make improvements upon their lot, said lot shall be forfeited to this corporation.

Disposition of funds.

SECT. 3. The proceeds of sale of lots or rights of burial, appropriations by the city councils, or other moneys, except as hereafter provided, received for said cemeteries, shall be paid into the city treasury, to be kept separate from any other funds of the city, and subject to the order of said trustees, and shall be devoted to the care, improvement, embellishment, and enlargement of said cemeteries under the direction of said trustees.

Grants, donations, or bequests; agreements to repair.

SECT. 4. The said board of trustees are authorized to take and hold any grant, donation, or bequest of property, upon trust to apply the same, or the income thereof, for the improvement or embellishment of said cemeteries, or for the erection, repair, preservation, or renewal of any monument or other erection, or for the planting and cultivation of trees, shrubs, or plants in or around any lot, or for improving the said premises in any other manner or form consistent with the purposes for which said cemeteries are established, according to the terms of such grant, donation, or bequest; and whenever any such grant, donation, or bequest, or any deposit, shall be made by any owner of a lot in said cemeteries for the annual repair, preservation, or embellishment of such lot and the erection thereon, the said trustees may give to such owner, or his or her representative, an agreement or obligation, in such form and upon such terms and conditions as they may establish, binding themselves and their successors to preserve and keep in repair said lot forever, or for such period as may be agreed on; and any legacy, bequest, donation, grant, or deposit heretofore made to said city for like purpose in said cemeteries, and now in force, shall be placed under the control of said board of trustees.

Investment of funds and appropriation of income.

SECT. 5. Any sums of money so received by said trustees shall be invested by the city treasurer of Nashua, under the direction of said trustees, in savings banks, or in any securities in which savings banks are authorized to invest; and all such property received under the provisions of the foregoing section, unless other provision is made by the terms of any such grant, donation, or bequest, shall be invested under the charge of said city treasurer, but shall always remain separate from, and independent of, any other moneys or property belonging to said city of Nashua, and free from all control of the city councils; and the income of said fund or funds shall be received by said treas-

urer, subject to the order of said trustees, and shall be appropriated by them in such manner as shall, in their opinion, best promote the purposes for which said grants, donations, bequests, or deposits are made.

SECT. 6. The city of Nashua shall be responsible for the good faith of said trustees and the treasurer of said city, in the execution of any trust which they may assume pursuant to the foregoing provisions; but said trustees shall not be liable to make any renewal of, or reconstruct any monument or other erection on any lot in said cemeteries, unless such liability shall be expressed in the agreement given [by] them as aforesaid, or in the terms and conditions under which they accept any grant, donation, or bequest.

City responsible; proviso.

SECT. 7. Said board of trustees shall annually, in the month of December, make a detailed report in writing to the city councils of their acts and proceedings, and of the condition of the cemeteries, and an account of the receipts and expenditures of the same and funds subject to their order.

Reports and accounts.

SECT. 8. Said board of trustees shall have charge of the cemetery situated on the west side of the Lowell road, adjoining and northerly of the brick schoolhouse, and bounded on the west by land of Lund, on the north by land of Thompson, and commonly known as the "Old South Cemetery"; also the cemetery situated on the west side of the Lowell road, bounded on the south by land of Hiland A. Holt, on the west by land of Marshall, on the north by land formerly owned by Aaron F. Stevens, and known as the "Pratt Cemetery"; also the cemetery near the Stillman Swallow place, and known as the "Gilson's Road Cemetery"; also the cemetery situated on the easterly side of Amherst road, so called, bounded on the north by land of Roby, on the east by land of Roby, on the south by land of Roby, and known as the "Roby Cemetery." Said cemeteries are generally classed and known as suburban cemeteries, and shall hereafter be known and called as suburban cemeteries.

Cemeteries affected.

SECT. 9. This act and the provisions thereof shall be void unless the board of mayor and aldermen of said city of Nashua shall accept the same; and this act shall take effect upon its passage, and all acts and parts of acts inconsistent herewith are hereby repealed.

Act void unless accepted; takes effect on passage; repealing clause.

[Approved March 18, 1897.]

CHAPTER 195.

AN ACT TO AMEND AN ACT TO ESTABLISH WATER-WORKS IN THE TOWN OF CHESTER AND TO INCORPORATE THE CHESTER WATER-WORKS COMPANY, PASSED JANUARY SESSION, 1895.

SECTION 1. Extension of time for construction.

Be it enacted by the Senate and House of Representatives in General Court convened :

Extension of
time for
construction.

SECTION 1. That the time for construction of said water-works by said town of Chester is hereby extended two years from March 5, 1897.

[Approved March 23, 1897.]

CHAPTER 196.

AN ACT ESTABLISHING A POLICE COURT IN THE TOWN OF LISBON.

SECTION

1. Vote of town legalized.
2. Salaries and fees.

SECTION

3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Vote of town
legalized.

SECTION 1. The vote of the town of Lisbon, passed at the March annual meeting of said town in 1897, is hereby ratified, confirmed, and legalized; with a justice and associate justice to be nominated by the governor, and appointed with the approval of the honorable council.

Salaries and
fees.

SECT. 2. The salary of the justice shall not exceed one hundred dollars annually, nor be in excess of the fines and costs collected by him, other than in civil cases; and the associate justice shall be entitled to the fees by him received as compensation.

Takes effect on
passage.

SECT. 3. This act shall take effect upon its passage.

[Approved March 23, 1897.]

CHAPTER 197.

AN ACT IN AMENDMENT TO THE CHARTER OF THE CITY OF NASHUA.

SECTION	SECTION
1. Street commissioners to be elected and controlled by city councils.	list in city charter of officers to be elected by city councils.
2. Superintendent of city farm and two street commissioners added to the	3. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That section 6 of chapter 285 of the Laws of 1893, in so far as it relates to the election of street commissioners in said city of Nashua, be repealed, and the following substituted:

“ There shall be elected by the city councils in joint convention, by ballot and by major vote, in the month of January, 1898, and each year thereafter in the month of January, one street commissioner to superintend the streets, roads, and bridges of wards 1, 2, and 3, as now constituted, and there shall also be elected, in like manner, one street commissioner to superintend the streets, roads, and bridges of wards 4, 5, 6, 7, 8, and 9, as now constituted. Said wards 1, 2, and 3 shall be known and designated as highway district No. 1, and said wards 4, 5, 6, 7, 8, and 9 shall be known and designated as highway district No. 2. Said commissioners shall be under the control of said city councils.

“ The salary of each of said commissioners shall be fixed by the city councils.”

SECT. 2. That section 27 of the city charter, in as much as it relates to the election of city officers by the city councils, be amended by adding to said section the words “ a superintendent of the city farm and two street commissioners,” so that such part of the section shall read, “ The city councils of said city, in joint convention, shall elect, by ballot, and by major vote, a city clerk, a city solicitor, collector of taxes, city treasurer, city physician, a city engineer, board of health officers, consisting of three persons, a superintendent of the city farm and two street commissioners.”

SECT. 3. This act shall take effect upon its passage.
[Approved March 23, 1897.]

Street commissioners to be elected and controlled by city councils.

Superintendent of city farm and two street commissioners added to list in city charter of officers to be elected by city councils.

Takes effect on passage.

CHAPTER 198.

AN ACT IN AMENDMENT OF THE CHARTER OF THE CITY OF MANCHESTER RELATING TO THE DUTIES OF THE MAYOR AND ALDERMEN AND COMMON COUNCIL OF SAID CITY.

SECTION

1. Powers of city councils or either chamber given to mayor and aldermen, excepting and reserving to common council decision upon amount and purposes of taxation, and upon indebtedness ; mayor and aldermen not to contract beyond appropriations.
2. Estimates to be transmitted to common council.

SECTION

3. Mayor's approval or veto of acts of common council.
4. Meetings of common council.
5. Requirements for imposition of penalties or authorization of expenditures.
6. Takes effect from Jan. 1, 1899.

Be it enacted by the Senate and House of Representatives in General Court convened :

Powers of city councils or either chamber given to mayor and aldermen, excepting and reserving to common council decision upon amount and purposes of taxation and upon indebtedness ; mayor and aldermen not to contract beyond appropriations.

SECTION 1. All the powers now vested by law in the mayor and aldermen of the city of Manchester and the common council of said city and the city councils of said city jointly and severally shall be vested in the board of mayor and aldermen, excepting and reserving to the common council of said city the sole power and authority to consider and decide upon the amount of money to be raised by taxation in each and every year, and the objects and purposes for which the taxes of said city shall be raised, under the laws of the state and the ordinances of said city, and also the amount of indebtedness to be incurred by said city, by loan or otherwise. The board of mayor and aldermen shall make no contracts for the expenditure of money not previously appropriated by the common council.

Estimates to be transmitted to common council.

SECT. 2. The board of mayor and aldermen, police commissioners, street commissioners, engineers, and school committee shall annually, in the month of January, transmit to the common council an estimate of the amount of money required by their several departments, with a specified and detailed statement of the purposes for which it is to be used.

Mayor's approval or veto of acts of common council.

SECT. 3. Every resolution or vote to raise or appropriate money, by taxation or otherwise, which shall have passed the common council, shall, before it becomes effective, be presented to the mayor ; if he approves, he shall sign it, but if he shall not approve it, he shall return it, with his objections, to the common council, who shall enter the objections in full upon their journal, and immediately proceed to reconsider it. If, after such reconsideration, two-thirds of the whole common council shall vote to pass the resolution, notwithstanding the objections of the mayor, it shall become effective and binding. In all such cases, the votes of the members of the common council shall be by yeas and nays, and the names of the members of the common council voting

for and against the resolution shall be entered on the journal of the board. If such resolution or vote shall not be returned by the mayor to the common council within ten days after it shall have been presented to him, the same shall become effective and binding in like manner as if he had signed it. The mayor, in his approval or disapproval of any such resolution or vote, shall have the right to veto or disapprove of, or reduce in amount, any item in any appropriation, or any portion of the amount of any proposed loan or proposed indebtedness, subject to the reconsideration of the common council as aforesaid.

SECT. 4. The mayor may call a meeting of the members of the common council at any time by written personal notice, or through the mail, at least three days before the day of meeting, and the mayor shall call such meeting upon the written request of four members of the common council.

Meetings of
common council.

SECT. 5. No order, ordinance, or resolution imposing a penalty, or authorizing the expenditure of money, shall be valid unless presented at a regular meeting, referred to its proper committee, and, after the report of the committee, shall have laid upon the table for a period of not less than five days before final action thereon.

Requirements
for imposition of
penalties or
authorization of
expenditures.

SECT. 6. This act shall take effect from and after the first day of January, 1899.

Takes effect
from Jan. 1,
1899.

[Approved March 23, 1897.]

CHAPTER 199.

AN ACT IN AMENDMENT OF SECTION 4 OF CHAPTER 21, PUBLIC STATUTES, RELATING TO THE BOUNDARY LINE BETWEEN BELKNAP AND CARROLL COUNTIES, AND TO CERTAIN ISLANDS IN LAKE WINNIPESAUKEE.

SECTION	SECTION
1. Change of boundary.	3. Takes effect on passage.
2. Islands annexed.	

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That section 4 of chapter 21 of the Public Statutes be amended by striking out after the words " Parker's Island " in the thirteenth line of said section, the words " Thence easterly to the westerly termination of the line separating the

Change of
boundary.

towns of Wolfeborough and Alton," and inserting instead thereof the following: "Thence easterly to the southwesterly end of Keniston's Island, sometimes called Baker's Island; thence along the southerly shore of said island to the easterly end of the same; thence to the westerly termination of the line separating the towns of Wolfeborough and Alton," so that said section shall read as follows: "The county of Belknap is bounded thus: beginning at the easterly corner of Pittsfield; thence by the northerly lines of Pittsfield, Loudon, Canterbury, Northfield, and Franklin to the westerly line of Sanbornton; thence by the westerly lines of Sanbornton and New Hampton to the southerly line of Ashland; thence by the southerly line of Ashland and Holderness to the westerly line of Center Harbor; thence by the westerly line of Center Harbor to the northerly corner of Center Harbor; thence by the northerly line of Center Harbor to the easterly termination of the line separating the towns of Center Harbor and Moultonborough; thence easterly to the southerly point of Long Island in Winnepesaukee Lake; thence easterly to the southerly part of Parker's Island; thence easterly to the northwesterly* end of Keniston's Island, sometimes called Baker's Island; thence along the southerly shore of said island to the easterly end of the same; thence to the westerly termination of the line separating the towns of Wolfeborough and Alton; thence on the northerly line of Alton to the northerly corner of New Durham; thence by the county of Strafford to the bound first mentioned."

Islands annexed.

SECT. 2. All of the islands in said Lake Winnepesaukee lying southerly of said line, excepting Diamond Island, and between the easterly and westerly lines of Alton shall belong to and become a part of said Alton, and all the Islands in said lake lying north of said line, between the easterly and westerly lines of Wolfeborough, shall belong to and become a part of said Wolfeborough.

Takes effect on passage.

SECT. 3. This act shall take effect upon its passage.
[Approved March 23, 1897.]

*In the original bill this word was first written "southwesterly" and then changed to "northwesterly" as printed. In line 6 the word "southwesterly" was left unchanged.

CHAPTER 200.

AN ACT TO LEGALIZE THE PROCEEDINGS OF THE BIENNIAL TOWN MEETING IN THE TOWN OF DUNBARTON, HELD ON THE THIRD DAY OF NOVEMBER, 1896.

SECTION	SECTION
1. Proceedings legalized.	2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That the proceedings of the biennial town meeting of the town of Dunbarton, held in said town on the third day of November, 1896, as well as all votes passed and officers elected at said meeting, are hereby legalized and confirmed.

Proceedings legalized.

SECT. 2. This act shall take effect on its passage.
[Approved March 23, 1897.]

Takes effect on passage.

CHAPTER 201.

AN ACT TO LEGALIZE THE VOTE OF THE TOWN OF STRATFORD TO EXEMPT FROM TAXATION THE KNIGHTS OF PYTHIAS BUILDING.

SECTION	SECTION
1. Exemption from taxation legalized.	2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The vote of the town of Stratford at its annual town meeting held in March, 1896, exempting from taxation, for the term of five years, the building known as the Knights of Pythias building, is hereby legalized and made valid, and said building is exempted from taxation for said term of five years.

Exemption from taxation legalized.

SECT. 2. This act shall take effect upon its passage.
[Approved March 23, 1897.]

Takes effect on passage.

CHAPTER 202.

AN ACT TO INCORPORATE THE WHITEFIELD ELECTRIC LIGHT COMPANY.

SECTION

1. Corporation constituted.
2. Powers.
3. Rights over public or private property.
4. Capital.

SECTION

5. May borrow money and secure by mortgage.
6. First meeting.
7. Subject to repeal; takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Corporation
constituted.

SECTION 1. That George H. Morrison, Perrin T. Kellogg, Edwin M. Bray, William H. Bailey, and Carson N. White, all of Whitefield, N. H., their successors and assigns, be and are hereby made a body politic and corporate by the name of the Whitefield Electric Light Company, to be located in Whitefield in this state, with the authority, powers, and privileges, and subject to the liabilities, incident to corporations of a similar nature, subject to such modifications as are herein made.

Powers.

SECT. 2. Said corporation is hereby empowered to generate, manufacture, produce, and supply electricity for purposes of light, heat, and mechanical power for public and private use; and may lease, purchase, acquire, hold and improve property, real or personal, to an extent not exceeding in value its capital stock and bonds, which it shall be necessary or convenient for said corporation to do in carrying out the purposes of this act, with the right to sell, convey, and dispose of the same at pleasure; and may contract with persons and corporations for the use of electricity for any of said purposes; and may contract with said town of Whitefield, or the Whitefield Village Fire District, now organized in said town, for electricity for public uses, on such terms as may be agreed upon, and said town or said district is hereby authorized to contract with said corporation for electricity for public uses, and to raise money to pay for the same in the same manner money is raised for other purposes.

Rights over
public or private
property.

SECT. 3. Said corporation shall have the right to erect poles, and place wires thereon, or to lay subterranean pipes, tubes, or boxes, and in other appropriate and convenient ways, in the public streets and highways in said town; *provided*, that the location and manner of construction of said poles, pipes, boxes, or tubes and the maintenance of the same shall be approved by the selectmen of said town, with the right to relay and repair the same after first having obtained the permission of the selectmen of said town to make use of the streets and highways for the purpose aforesaid, due regard being had to the public safety and travel; and may locate and put in position its lines of wire and other means of transmission over or through public or private property or lands within said town with the right to

maintain and repair the same, doing no greater injury to property or lands than it may reasonably do in carrying out the purposes of this act; and said corporation may agree with the selectmen of said town, and other persons or corporations that are injured by this corporation in carrying out the purpose of this act, as to the damages to be paid for such injuries, and, in case of failure to agree, either party may petition the supreme court, at a trial term held in the county of Coös, to have the same assessed, and such proceedings shall be had as may be determined upon by said court, and execution shall issue accordingly.

SECT. 4. The capital stock of said corporation shall consist of ^{Capital.} such number of shares of the par value of one hundred dollars each as may from time to time be determined upon by the directors of said corporation, not exceeding, in the whole, the sum of thirty thousand dollars, and said stock shall be paid for in cash, or property equivalent in value.

SECT. 5. Said corporation may borrow money for the pur- ^{May borrow money and secure by mortgage.} poses of carrying into effect the provisions of this act, to an extent not exceeding its capital stock actually issued and paid in, and may issue its bonds or other obligations therefor, and secure the same by mortgage upon its property, rights, and franchises.

SECT. 6. Any two of the corporators named in this act may ^{First meeting.} call the first meeting, at some place in said Whitefield, by giving ten days' written notice to each of the corporators of the time and place of meeting, and at such meeting, or any adjourned meeting, [said corporation] may adopt by-laws, choose officers, and do any other act or thing necessary to the organization of said corporation.

SECT. 7. The legislature may alter, amend, or repeal this act ^{Subject to repeal; takes effect on passage.} whenever the public good may require it, and this act shall take effect upon its passage.

[Approved March 23, 1897.]

CHAPTER 203.

AN ACT TO INCORPORATE THE NEWFIELDS ELECTRIC LIGHT, HEAT,
AND POWER COMPANY.

SECTION

1. Corporation constituted.
2. Business and powers.
3. Right to lay wires; may contract with Newfields.
4. First meeting.

SECTION

5. May issue bonds and secure by mortgage.
6. Capital.
7. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Corporation constituted.

SECTION 1. That Charles H. Sanborn, J. Thornton Pike, William H. Connor, John Torrey, and George W. Paul, their associates, successors, and assigns, be and they are hereby made a body politic and corporate by the name of the Newfields Electric Light, Heat, and Power Company, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and shall be and are hereby invested with all the powers, privileges, and made subject to all the liabilities under the laws of the state applicable to corporations of similar nature.

Business and powers.

SECT. 2. Said corporation is hereby authorized to establish, manage, and carry on in the town of Newfields the business of generating, manufacturing, producing, and supplying electricity for the purpose of light, heat, and mechanical power, distributing, conveying, and supplying electricity by metallic wires or by any other suitable means of transmitting the same, upon poles erected or obtained for the purpose, or in subterranean tubes, pipes, or boxes placed in the public streets, highways, or sewers and other places, to construct suitable buildings, boilers, engines, electrical machinery and works as may be needed and convenient for conducting the business of said corporation; and may lease, hold, purchase and acquire real and personal estate not exceeding twenty-five thousand dollars in value, and the same may be sold, conveyed, and disposed of at pleasure.

Right to lay wires; may contract with Newfields.

SECT. 3. Said corporation shall have the right to lay metallic wires upon poles erected or obtained for the purpose, or in subterranean pipes, tubes, or boxes, and in other appropriate and convenient ways in the public streets, highways, or sewers of said town of Newfields, and to relay and repair the same agreeably to the discretion of the selectmen of said town, a due regard being had to public safety and travel, to locate its wires or other means of transmission over or through public or private property or lands, permission being had and price agreed upon between the parties, and to make a contract with the said town of Newfields for lighting its streets and public buildings.

First meeting.

SECT. 4. The first three grantees, or either of them, may call the first meeting of the corporation by publishing a notice there-

of in the "Exeter News Letter," a newspaper published at Exeter, or by giving notice in writing to each of the grantees named in this act, fourteen days at least prior to said meeting.

SECT. 5. The said corporation may issue its bonds for the accomplishment of any of the purposes for which it is incorporated, at such rates and times and in such amounts as the stockholders may authorize, *provided* such bonds shall not be issued in amounts exceeding seventy-five per cent of the capital stock actually paid in; and it may secure payment of such bonds, both principal and interest, by a mortgage on its property and franchises. May issue bonds and secure by mortgage.

SECT. 6. The capital stock of said corporation shall consist of as many shares of one hundred dollars each as the directors may from time to time determine; *provided*, that the whole capital stock shall not exceed twenty-five thousand dollars. Capital.

SECT. 7. This act shall take effect upon its passage.

Takes effect on passage.

[Approved March 23, 1897.]

CHAPTER 204.

AN ACT IN AMENDMENT OF THE CHARTER OF THE STARK MILLS.

SECTION

1. Corporation may increase capital, and may invest same and do business in any part of the United States.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. The Stark Mills may from time to time increase its capital stock to an amount not exceeding two million dollars, and may invest such portions thereof in real and personal estate, either within or without the state, and within the United States, as may be necessary and convenient for carrying on its business; and it may carry on the business authorized by its charter in any part of the United States. Corporation may increase capital and may invest same, and do business in any part of the United States.

SECT. 2. This act shall take effect upon its passage.

Takes effect on passage.

[Approved March 23, 1897.]

CHAPTER 205.

AN ACT PROVIDING FOR THE PAYMENT OF FEES INTO THE CITY
TREASURY OF THE CITY OF MANCHESTER.

SECTION

1. Fees paid to city officers to be paid over to city; witness fees excepted.

SECTION

2. Takes effect first Tuesday of January 1899.

Be it enacted by the Senate and House of Representatives in General Court convened :

Fees paid to city officers to be paid over to city; witness fees excepted.

SECTION 1. All fees paid to any officer of the city of Manchester on account of services rendered to any party by said officer in the course of his official duties, and which are so paid by virtue of any statute of the state of New Hampshire, shall be by the officer receiving them paid into the city treasury, and all such officials shall receive in lieu thereof, and in full payment for all services rendered by him in his office, such salary as the city councils may from time to time establish for said office; with the exception of the city marshal, assistant city marshal, police officers, and watchmen of said city, who shall receive such salary or pay as the board of police commissioners of said city may from time to time establish for said offices, but this law shall not apply to fees paid to any such officer for attending at any court as a witness.

Takes effect first Tuesday of January, 1899.

SECT. 2. This act shall take effect upon the first Tuesday in January, 1899.

[Approved March 24, 1897.]

CHAPTER 206.

AN ACT TO INCORPORATE THE BETHLEHEM ELECTRIC LIGHT COMPANY.

SECTION

1. Corporation constituted.
2. Powers.
3. May lay wires; assessment of damages.
4. Capital.

SECTION

5. May borrow money and issue mortgage bonds.
6. First meeting.
7. Subject to repeal; takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened :

Corporation constituted.

SECTION 1. That Harley H. Danforth, Alfred W. Fuller, Frank W. Fuller, Alfred N. Twitchell, and Albert S. Twitchell, their successors and assign[s], be and are hereby made a body

politic and corporate by the name of the Bethlehem Electric Light Company, to be located in Bethlehem in this state, with the authority, powers, and privileges and subject to the liabilities incident to corporations of a similar nature, subject to such modifications as are herein made.

SECT. 2. Said corporation is hereby empowered to generate,^{Powers.} manufacture, produce, and supply electricity for purposes of light, heat, and mechanical power for public and private use; and may lease, purchase, acquire, hold and improve property, real or personal, to an extent not exceeding in value its capital stock and bonds, which it shall be necessary or convenient for said corporation to do in carrying out the purposes of this act, with the right to sell, convey, and dispose of the same at pleasure; and may contract with persons and corporations for the use of electricity for any of said purposes; and may contract with said town of Bethlehem, or any village district that now is or may hereafter be organized in said town, also with the town of Franconia adjoining, or any village district that now is or may hereafter be organized in that town, for electricity for public uses, on such terms as may be agreed upon, and said town or said districts are hereby authorized to contract with said corporation for electricity for public uses, and to raise money to pay for the same in the same manner money is raised for other purposes.

SECT. 3. Said corporation shall have the right to erect poles and place wires thereon, or to lay wires in subterranean pipes, tubes, or boxes, and in other appropriate and convenient ways, in the public streets and highways in said towns, *provided*, that the location and manner of construction of said poles, pipes, boxes and tubes and the maintenance of the same shall be approved of by the selectmen of said town, with the right to re-lay and repair the same, after first having obtained the permission of the selectmen of said towns to make use of the streets and highways for the purposes aforesaid, due regard being had to the public safety and travel, and may locate and put in position its lines of wire and other means of transmission over or through public or private property or lands within said towns, with the right to maintain and repair the same, *provided* that the location of said lines and other means of transmission and maintenance of the same shall be approved of by the selectmen of said town, doing no greater injury to property or lands than it may reasonably do in carrying out the purposes of this act; and said corporation may agree with the selectmen of said town, and other persons or corporations that are injured by this corporation in carrying out the purposes of this act, as to the damages to be paid for such injuries, and, in case of a failure to agree, either party may petition the supreme court, at a trial term held in the county of Grafton, to have the same assessed, and such proceedings shall be had as may be determined upon by said court and execution shall issue accordingly.

May lay wires;
assessment of
damages.

Capital.

SECT. 4. The capital stock of said corporation shall consist of such number of shares, of the par value of one hundred dollars each, as may from time to time be determined upon by the directors of said corporation, not exceeding in the whole the sum of fifty thousand dollars, and said stock shall be paid for in cash, or property equivalent in value.

May borrow money and issue mortgage bonds.

SECT. 5. Said corporation may borrow money for the purposes of carrying into effect the purposes of this act, to an extent not exceeding its capital stock actually issued and paid in, and may issue its bonds or other obligations therefor, and secure the same by mortgage upon its property, rights, and franchises.

First meeting.

SECT. 6. Any two of the corporators named in this act may call the first meeting at some place in said Bethlehem, by giving ten days' written notice to each of the corporators of the time and place of meeting, and at such meeting, or any subsequent meeting, [said corporation] may adopt by-laws, choose officers, and do any other act or thing necessary to the organization of said corporation.

Subject to repeal; takes effect on passage.

SECT. 7. The legislature may alter, amend, or repeal this act whenever the public good may require it; and this act shall take effect upon its passage.

[Approved March 24, 1897.]

CHAPTER 207.

AN ACT ENTITLED "AN ACT TO SEVER THE HOMESTEAD OF MOSES F. RILEY FROM THE HIGH SCHOOL DISTRICT OF WOODSVILLE, IN THE TOWN OF HAVERHILL, AND ANNEX THE SAME TO THE UNION SCHOOL DISTRICT IN THE TOWN OF BATH FOR SCHOOL PURPOSES."

SECTION

1. Homestead transferred from one district to another.

SECTION

2. Takes effect on passage.

Be it enacted by the Senate and House of Representatives in General Court convened:

Homestead transferred from one district to another.

SECTION 1. That the homestead of Moses F. Riley, in the high school district of Woodsville, in the town of Haverhill, be, and the same hereby is, severed from said high school district in the town of Haverhill, and annexed to the union school district in the town of Bath, for school purposes.

Takes effect on passage.

SECT. 2. This act shall take effect upon its passage.

[Approved March 24, 1897.]

CHAPTER 208.

AN ACT TO LEGALIZE THE VOTE OF THE TOWN OF FRANCONIA OF MARCH 9, 1897, EXEMPTING FROM TAXATION FOR A TERM OF TEN YEARS AN ELECTRIC LIGHT PLANT, TO BE ESTABLISHED IN SAID TOWN.

- | | |
|---------------------------------------|-----------------------------|
| SECTION | SECTION |
| 1. Exemption from taxation legalized. | 2. Takes effect on passage. |

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The proceedings of the town of Franconia at the annual town meeting holden on the ninth day of March, 1897, exempting from taxation an electric light plant, to be established in said town, are hereby legalized and made valid.

Exemption from
taxation
legalized.

SECT. 2. This act shall take effect upon its passage.
[Approved March 25, 1897.]

Takes effect on
passage.

CHAPTER 209.

AN ACT AUTHORIZING THE ADMISSION OF THE NEW ENGLAND LIVE STOCK INSURANCE COMPANY TO DO BUSINESS IN THE STATE OF NEW HAMPSHIRE.

- | | |
|---|----------------------------------|
| SECTION | 3. License may be revoked, when. |
| 1. Company may be licensed. | 4. Takes effect on passage. |
| 2. Receipts for mortuary fund to be deposited in this state; withdrawals of deposits. | |

Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. The New England Live Stock Insurance Company, a corporation established by special act of the legislature of Massachusetts in the year eighteen hundred and eighty-eight, may be licensed by the insurance commissioner to transact the business of live stock insurance in this state.

Company may
be licensed.

SECT. 2. Said company shall deposit quarterly, in the months of March, June, September, and December of each year, in its

Receipts for
mortuary fund
to be deposited
in this state ;
withdrawals of
deposits.

name, in such trust company or national bank in this state as the insurance commissioner shall designate, all moneys received by it for its mortuary fund from policy holders in this state. Such deposits may be withdrawn for the purpose of paying losses and veterinary attendance occurring in this state, or for other purposes, in such form and manner as said company and the commissioner shall determine.

License may be
revoked, when.

SECT. 3. The insurance commissioner is hereby authorized to revoke, either temporarily or permanently, the authority granted by this act, whenever, on investigation, he is satisfied that said company has failed to comply with the provisions of this act, or has unreasonably neglected to pay the lawful claims of its policy holders in this state.

Takes effect on
passage.

SECT. 4. This act shall take effect upon its passage.
[Approved March 25, 1897.]

STATE OF NEW HAMPSHIRE.

OFFICE OF THE STATE REPORTER, June 12, 1897.

I hereby certify that the foregoing acts and resolves and changes of names have been compared with the originals and found to be correctly printed.

CHARLES B. HIBBARD, *State Reporter*.

INDEX.

INDEX

TO

PUBLIC ACTS AND RESOLUTIONS

PASSED JANUARY SESSION, 1897.

ACCEPTANCES, no grace on.....	12
Accounts, county, auditing of.....	84
Actions, survival of.....	36
Adams, James M., appropriation in favor of.....	110
Administration, what inventory of savings bank deposit shall contain	51
Administrator may take out execution on judgment in favor of deceased	36
Advertisements of itinerant vendors.....	40
Age of consent raised.....	30
Agriculture, draining or filling swamp lands for advancement of	91
New Hampshire College of, exempt from taxation, appropriations in favor of	64
of	96,97
Almshouses, county, support of children at.....	87
Amendments to constitution, how voted on.....	71
(See Public Statutes amended and Session Laws amended.)	
American Accident Association, charter.....	153
Manufacturing Company, charter amended.....	146
Typographic Company, charter amended.....	146
Anatomical science, amendment of laws for advancement of....	25
Androscoggin river, appropriation for bridge across.....	106
Ancient Order Foresters of America, names of courts changed..	118, 154
Animals, cruelty to.....	21
disabled, proceedings for killing of.....	22
setting of trap on land not owned by person setting forbidden	43
Appeal from award of damages for land, etc., taken by state....	27
decision of selectmen with respect to electric lines	17, 78
Appropriation for bridge across Androscoggin river.....	106
Sawyer's river.....	103
buoys in Squam lake.....	105
Sunapee lake.....	104
and lights in Winnepesaukee lake and adjacent waters.....	104
highways (See Highways).....	100, 105
indexing records in secretary of state's office	104
lighthouse on Loon island in Sunapee lake..	104

Appropriation for New Hampshire National Guard.....	41
protection of trees in highways.....	86
removing provincial records.....	47
state prison.....	80
in favor of James M. Adams.....	110
Edward L. Austin.....	110
Benjamin Billsborough.....	110
Irving Bodwell.....	110
John W. Bourlet, Jr.....	110
L. B. Brown.....	111
Walter F. Buck.....	109
John H. Clark.....	110
John B. Clarke Co.....	110
Silas G. Clifford.....	110
J. E. Coffin.....	111
Anthon W. Colby.....	111
Andrew J. Crooker.....	109
Dartmouth College.....	102
John Demeritt.....	109
W. T. Dodge.....	111
D. B. Donovan.....	111
Edson C. Eastman.....	110
Clark S. Edwards.....	110
James F. Estes.....	110
G. W. Fowler.....	111
John H. French.....	109
Orlando J. Godfrey.....	111
Goodhue & Milton.....	110
Ralph W. Gordon.....	110
Granite State Deaf Mute Mission....	98
Orrin W. Head.....	110
Andy Holt.....	110
Howard & Co.....	110
Edward P. Hunt.....	110
Woodbury E. Hunt.....	110
Charles F. Huntoon.....	110
Horace L. Ingalls.....	110
Fred L. Johnson.....	110
George N. Julian.....	98
James Kearns.....	108
J. E. Keeler.....	111
William P. Lamb.....	110
Josephine C. Larkin.....	110
H. H. Metcalf.....	111
Edward L. Miles.....	106
John R. Miller.....	110
Susie R. Morrison.....	111
G. H. Moses.....	111
Nashua Telegraph Publishing Co....	110
Edward M. Nason.....	111
New Hampshire :	
College of Agriculture and the Me-	
chanic Arts.....	96, 97
Democratic Press Co.....	110
Soldiers' Home.....	97
John J. Nichols.....	110
John W. Odlin.....	110
Michael O'Malley.....	108
H. C. Pearson.....	111
Frank L. Phalen.....	110
George R. Pierce.....	110
George A. Place.....	110
Edward Plummer.....	110
A. W. Presler.....	110
Republican Press Association.....	110
Fred P. Richardson.....	110

Appropriation in favor of Edwin F. Richmond.....	105
Calvin Robie.....	110
A. H. Robinson.....	111
Horace B. Sherburne.....	110
Silsby & Son.....	110
State Normal School.....	103
Henry B. Stearns.....	110
J. M. Stewart & Sons Co.....	110
Times Publishing Co.....	116
Charles W. Torr.....	110
Union Publishing Co.....	110
Laura J. Welch.....	110
William F. Whitcomb.....	110
John H. Willey.....	110
James H. Willoughby.....	109
John Woodward.....	110
Ashes not to be placed in highways, etc.....	51
Asses, taxation of.....	34
Assessment of state tax for 1898 and 1899.....	78
Assignee in insolvency, provision for unclaimed money in hands of	10
Assistance to illiterate, blind, or disabled voters.....	76
Association, building and loan, acting under special charters, re- peal of law affecting.....	50
<i>(See also Corporations.)</i>	
Asylum, <i>See</i> New Hampshire Asylum for the Insane.	
Atkinson, fishing through ice prohibited for five years.....	27
Attorney-general to be one of ballot-law commissioners.....	70
examine title to property of New Hamp- shire Asylum for the Insane and advise as to conveyances to state.....	99
Auditors of county, appointment and duties.....	84
Aureolus, protected in Pleasant pond (New London) and trib- utaries	29
Austin, Edward L., appropriation in favor of.....	110
Austin, Flint & Day Company, name changed to Manchester Sash & Blind Company.....	128
Australian ballot law, <i>See</i> Elections.	
Avery's pond (Ellsworth), fishing through ice prohibited for five years.....	27
BALLOT boxes.....	74
clerks	73
law (<i>See</i> Elections).....	68
commissioners	70
Ballots, preservation and inspection of.....	79
<i>(See Elections.)</i>	
Balloting after tie vote.....	76
Band concerts, town may appropriate money for.....	22
Bank, bond of treasurer of savings, if also cashier of national.. charters, Cheshire County Savings bank of Keene.....	61
Granite Savings bank of Milford.....	189
commissioners' reports.....	187
deposits in savings, how to be inventoried by administra- tor	67
Baptist Convention of the State of New Hampshire, charter amended	51
Barnstead, fishing through ice prohibited for five years in all ponds	140
Bartlett, line between it and Livermore established.....	27
village fire precinct, establishment and acts legalized.. may buy out Bartlett Water Co.. raise or borrow money..... take land, etc.....	128
Water Co., Bartlett village fire precinct may buy or take property and franchises.....	132

Bath, part annexed to Monroe.....	137
union school district in, homestead of Moses F. Riley annexed	206
Bathing and fishing prohibited in Round pond (Barrington)....	59
Beaver protected.....	30
Belden, F. E., Mica Mining Co., exemption from taxation legalized	186
Belknap county, boundary changed.....	197
names changed by probate court.....	92
Berlin, city charter.....	112
adoption of.....	116
board of education.....	115
city council.....	113-115
debts of town and school district assumed.....	113
elections	114, 116
mayor	113-115
officers	115
police court.....	115
property of town and school district taken by city.....	113
representatives to the general court.....	114
school affairs.....	113, 115
board	115
supervisors	114, 116
vacancies	116
wards	112
officers of.....	114
Bethlehem Electric Light Company, charter.....	206
Bicycles, placing of articles injurious to tires in highways, etc., prohibited	51
use regulated.....	89
Billiard tables, license fee for summer hotels, etc.....	32
Billsborough, Benjamin, appropriation in favor of.....	110
Bills of exchange, no grace on.....	12
falling due Sunday or holiday, when payable	12
Birds, <i>See</i> Fish and game.	
Black game protected.....	5
Blind or disabled voters, assistance to.....	76
Blodgett's Landing (Newbury), made a sanitary district.....	13
Blue Mountain Forest Association exempted from chap. 10, so far as it relates to Corbin park.....	31
Board of charities, <i>See</i> State board of charities and correction.	
health, state, <i>See</i> State board of health.	
Boards of health of towns, to be appointed.....	37
duties with respect to ice.....	82
Bodies to be used for advancement of science.....	25
Bodwell, Irving, appropriation in favor of.....	110
Bond as condition for judgment in police court in certain cases.	57
of treasurer of savings bank, if also cashier of national bank	61
Bonds, increase of, by railroads.....	19
of railroad may be secured by mortgage.....	62
street railway may be secured by mortgage.....	63
no grace on.....	12
Books, collections of, may be purchased for state library.....	14
Booths for voting.....	74
use of.....	75
Boston & Maine Railroad, repeal of act providing for special commissioners	48
Bounty on hawks repealed.....	7
Bourlet, John W., Jr., appropriation in favor of.....	110
Bow pond (Northwood), fishing through ice prohibited for five years	27
Bowling alleys, license fee for summer hotels, etc.....	32
Bradford pond (Bradford), fishing through ice prohibited for five years	27

Bradley pond (Andover), fishing through ice prohibited for five years	28
Bridge across Sawyer's river (Hart's Location), appropriation for	103
Bridges, construction and repair of, to be under direction of selectmen	59
(See Highways.)	
Brook trout, taking from Pleasant pond (New London) or tributaries prohibited for six years.....	29
fishing for, as a business, with intent to sell, prohibited	25
Brookline, fishing through ice prohibited for five years.....	27
Brown, L. B., appropriation in favor of.....	111
Buck, Walter F., appropriation in favor of.....	109
Building and loan associations acting under special charters, repeal of law affecting.....	50
Burial places, public, to be fenced.....	50
trespasses on.....	50
Burpee, Edwin P., salary and mileage to be paid to widow.....	96
By-laws respecting use of bicycles and tricycles, town has no power to make.....	90
CAMP ground, state, appropriation for.....	41
Candidates for office, arrangement of names on ballot.....	71
death of.....	70
may obtain inspection of ballots.....	80
nomination of.....	69
resignation of.....	70
Capercaillie protected.....	5
Capital of railroad, reduction of amount required.....	60
street railways, reduction of amount required.....	48
Cards of instruction for voting to be furnished.....	72
to be posted.....	73
Caribou protected.....	8, 12, 31
Carnal abuse, age of consent to, raised.....	31
Carroll county, boundary changed.....	197
names changed by probate court.....	93
Carter, Solon A., relieved.....	33
Cattle (See Stock.)	
Caucuses, definition of and provisions concerning.....	69, 70
inspectors of election to be nominated by.....	73
party may make regulations concerning manner of holding	70
Cemeteries, public, to be fenced.....	50
trespasses on.....	50
town or city may be trustee of.....	10
Center Harbor village fire precinct, establishment and acts legalized	124
Center pond (Stoddard), fishing through ice prohibited for five years	28
Central Congregational Society in Derry.....	181
Certificates of nomination.....	69
punishment for offenses respecting.....	77
Challenge of vote, voter to make affidavit before entering guard-rail enclosure.....	74
Chaplain of state prison, appropriation for salary of.....	80
Charitable institutions, state and county, inspection of.....	88
Charities, state board of, See State board of charities and correction.	
Charters of corporations and amendments thereto, See Corporations.	
Check-list for ballot clerks.....	74, 76
sessions in Portsmouth.....	159
Checks, no grace on.....	12
falling due on Sunday or holiday when payable.....	12
Cheshire county, names changed by probate court.....	94

Chester Savings Bank of Keene, charter.....	189
Chester, time for construction of water-works extended.....	194
Children, minor, adoption of, in certain cases.....	88
support of, at county almshouses.....	87
to be provided with homes.....	87
City (<i>See also</i> Town.)	
councils, powers with respect to schoolhouses and lots....	58
license fees of hawkers and peddlers in.....	66
limitation of right to make ordinance or regulation respect-	
ing use of bicycles and tricycles.....	90
may adopt chap. 78 (relating to caucuses and elections)...	70
be trustee of cemetery.....	10
schoolhouses and lots in.....	58
selectmen of ward may accept and protect trees.....	36
of Berlin, charter.....	112
Manchester, appropriation for rent of armories of G. A.	
R. posts authorized...	125
semi-centennial celebra-	
tion	117
certain fees to be paid into city treasury..	204
charter amended.....	196
election and term of officers.....	172
re-funding authorized.....	120
water-loan bonds.....	120
Nashua, charter amended.....	177, 195
trustees for suburban cemeteries in.....	191
Portsmouth, hours of check-list sessions.....	159
Rochester, charter amended.....	182
may extend water pipes to Lebanon, Maine.	184
Somersworth, provisions as to library.....	121
wards changed.....	121
Claremont Water Works Company may re-fund debt and issue	
mortgage bonds.....	156
Clark, John H., appropriation in favor of.....	110
Clarke, John B., Co., appropriation in favor of.....	110
Clerks of court, to receive ballots.....	23
school districts, majority to elect.....	61
Clifford, Silas G., appropriation in favor of.....	110
Coffin, J. E., appropriation in favor of.....	111
Colby, Anthon W., appropriation in favor of.....	111
Cold pond (Aeworth and Unity), fishing through ice prohibited	
for five years.....	28
Colebrook may contract with Colebrook Water Co.....	149
vote legalized.....	141
Water Company, charter.....	148
Collecting of specimens for certain purposes permitted (under	
game laws).....	9
Collection of state tax for 1898 and 1899.....	78
College, Dartmouth, appropriation in favor of.....	102
Agricultural, <i>See</i> New Hampshire College of Agri-	
culture and the Mechanic Arts.	
Commission of lunacy, limitation of expense of persons sup-	
ported at New Hampshire Asylum for the Insane by order of.	90
Commissioner, <i>See</i> Insolvent commissioner, Insolvent estates.	
Commissioners, ballot-law.....	70
bank, reports of.....	67
county, auditing of account and bills of.....	84
duties with respect to minor children.	87
fish and game, <i>See</i> Fish and game commission-	
ers.	
Compartments for marking ballots.....	74
use of.....	75
Concerts, towns may appropriate money for.....	22
Concord, school district No. 20 in, homestead of B. W. Couch an-	
nexed	153
street lighting precinct, city	
council may change boundaries	134

Concord, union school district of, exempted from chap. 65.....	58
Congress, election of representatives in.....	68
Connecticut river, dam at Fifteen Mile Falls authorized.....	180
Consent, age of, raised.....	30
Consolidated Light and Power Company, United Gas and Electric Company may buy out.....	129
Constitution, amendment to, how voted on.....	71
Convention, definition of and provisions respecting.....	69, 70
party may make regulations concerning manner of holding	70
Conway Electric Light, Power, and Heat Company, charter....	138
Cook's pond (Brookfield), fishing through ice prohibited for five years	27
Coös county, names changed by probate court.....	95
Corbin park, game in.....	31
Corporations, change of name, capital, or articles of association (See Bank, City, District, Electric, Fire district, Fire precinct, Railroads, School district, Street railways, Town.)	43
American Accident Association, charter.....	153
Manufacturing Company, charter amended	146
Typographic Company, charter amended	146
Austin, Flint & Day Company, name changed....	128
Baptist Convention of the State of New Hampshire, charter amended.....	140
Bartlett Water Company.....	132
Bethlehem Electric Light Company, charter....	206
Central Congregational Society in Derry.....	181
Claremont Water-Works Company, may re-fund debt and issue bonds.....	156
Colebrook Water Company, charter.....	148
Consolidated Light and Power Company.....	129
Conway Electric Light, Power, and Heat Company, charter.....	138
Dalton Power Company, charter.....	179
East Grafton Union Meeting House Society, re-organization and acts legalized.....	161
First Congregational Society in Derry, name changed	181
First Congregational Society of Wilton, name changed	161
First Unitarian Congregational Society of Wilton Centre	161
Glen Junction Transfer Company, charter.....	147
Granite Savings Bank of Milford, charter.....	187
Hartford Water Company, made a corporation of this state.....	130
Laconia & Lake Village Water-Works, name changed, increase of stock.....	150
Laconia Electric Lighting Company, additional powers	163
Laconia Water Company, increase of stock authorized	150
Lancaster Academy, may unite with school district	126
Lowell & Suburban Street Railway Company, may take lease of Nashua Street Railway.....	167
McCollom Institute, trustees of, charter.....	176
Manchester Bank, charter amended.....	172
Manchester Children's Home, charter.....	157
Manchester Sash & Blind Company.....	128
Mascoma Electric Light and Gas Company, charter amended.....	151

Corporations, *continued*:

Mascoma Light, Heat, and Power Company, charter amended.....	151
Masonic Orphans' Home, charter amended.....	145
Merrimack River Heat, Light, and Power Company, charter.....	165
Nashua Street Railway, may lease to Lowell & Suburban Street Railway Co.....	167
New England Live Stock Insurance Co., may be licensed	207
Newfields Electric Light, Heat, and Power Company, charter.....	202
New Hampshire Bible Society, charter amended..	146
Newmarket Electric Light, Power, and Heat Company, charter revived.....	152
amended	160
North Woodstock Water Company, charter.....	169
Orphans' Home at Concord, charter amended....	171
Portsmouth Gas, Electric Light and Power Company	158
Portsmouth Gas-Light Company, name changed..	153
Protestant Episcopal Church in New Hampshire, charter amended.....	134
Second Orthodox Congregational Society of Nashua, charter.....	168
Silver Lake Reservoir Company, charter.....	173
Society for the Care of the South Cemetery in Portsmouth	185
Stark Mills, charter amended.....	203
Trustees of McCollom Institute, charter.....	176
Trustees of the Protestant Episcopal Church in New Hampshire, charter amended.....	134
United Gas and Electric Light Company, may buy out Consolidated Light and Power Co., issue stock and bonds.....	129
West Derry Sewerage Association, charter.....	141
Weston & Hill Company, name changed.....	117
Whitefield Electric Light Company, charter.....	200
Winnepesaukee Gas & Electric Light Company, may sell out to Laconia Electric Lighting Co...	165
Woman's Hospital Aid Association, of Concord, exempt from taxation.....	140
Correctional institutions, state and county, inspection of.....	88
Couch, B. W., homestead annexed to school district No. 20 in Concord	153
Councilors, election of.....	68
County accounts, auditing of.....	84
almshouse, support of children at.....	37
auditors, appointment and duties.....	84
boundaries between Belknap and Carroll changed....	197
commissioners, auditing of accounts and bills.....	84
duties with respect to minor children..	87
farm, auditing of superintendent's accounts.....	84
institutions, charitable or correctional, inspection of...	88
names changed by courts of probate.....	92
officers, election of.....	68
reports, auditors to make, of receipts and disbursements	84
salaries, <i>See</i> Hillsborough county and Rockingham county.	
treasurer, auditing of accounts.....	84
Court, <i>See</i> General court, Police courts, Probate courts, Supreme court.	
venue when one party is inhabitant of southern judicial district of Grafton.....	62

Courts of Ancient Order Foresters of America, <i>See</i> Names changed.	
Foresters of America, <i>See</i> Names changed.	
Cows, taxation of.....	34
Crockery, not to be placed in highways, etc.....	51
Crooker, Andrew J., appropriation in favor of.....	109
Cruelty to animals.....	21
DALTON, election legalized.....	119
Dalton Power Company, charter.....	179
Damages from electric poles, wires, etc., assessment of.....	78
taking of land by state.....	27
Danville, fishing through ice prohibited for five years.....	27
Dartmouth College, appropriation in favor of.....	102
Davidson, John S., exemption of his property legalized.....	113
Death of candidate for office.....	70
Deer, wild, protected.....	8, 12, 31
Demeritt, John, appropriation in favor of.....	109
Derry, fishing through ice prohibited for five years.....	27
Department reports.....	14
Disabled voters, assistance to.....	76
Dissection, <i>See</i>	25
District, <i>See</i> Fire district, School district.	
sanitary in Newbury.....	13
Doctor, Dr., title of, not to be used without authority.....	52
Doctors of medicine, licensing and registration of.....	52
Dodge, W. T., appropriation in favor of.....	111
Donovan, D. B., appropriation in favor of.....	111
Drafts, no grace on, except on sight drafts.....	12
falling due Sunday or holiday, when payable.....	12
Ducks, shelldrakes excepted from protection.....	8
Dunbarton, election and votes legalized.....	199
EAST Grafton Union Meeting House Society, reorganization and acts legalized.....	161
Eastman, Edson C., appropriation in favor of.....	110
Eastman pond (Andover), fishing through ice prohibited for five years	28
Edwards, Clark S., appropriation in favor of.....	110
Election officers.....	73
duties of.....	73-76
of school district officers.....	61
Elections :	
amendment to constitution, how voted on.....	71
assistance to illiterate, blind or disabled voters.....	76
attorney-general to be ballot-law commissioner.....	70
Australian ballot law.....	68
ballot law.....	68
ballot-boxes	74
ballot clerks.....	73
ballot-law commissioners	70
balloting after tie vote.....	76
ballots, assistance in marking.....	76
cards of instruction for marking of.....	72
constitutional amendment, how voted on.....	71
counting of.....	75, 76
delivery to ballot clerks.....	73
designation of office.....	71
designation of party of candidate.....	71, 72
device or emblem designating party.....	72
disposition of those not counted.....	76
distribution to towns and wards.....	72
fac-simile	72
folding of, before delivery.....	71
by voter.....	75
inspection of, by candidates.....	79

Elections :

ballots, preservation of.....	75, 76, 79
marking of.....	75
number to be furnished.....	72
preparation of.....	71
punishment for offenses respecting.....	77
spoiled, new may be furnished in place of.....	75
to be canceled and preserved.....	75
to be in charge of ballot clerks.....	74
blind or disabled voter, assistance to.....	76
booths for voting.....	74
use of.....	75
candidates for office, arrangement of names on ballot.....	71
nomination of.....	69
resignation or death of.....	70
cards of instruction for voting to be furnished.....	72
to be posted.....	73
caucuses, definition of and provisions respecting.....	70
inspectors to be nominated by.....	73
party may make regulations concerning manner of holding	70
certificates of nomination.....	69, 70
punishment for offenses respecting	77
check-list for ballot clerks.....	74, 76
challenge of vote, voter to make affidavit before passing guard-rail	74
city may adopt chap. 78.....	70
commissioners, ballot-law.....	70
compartments for marking ballots.....	74
use of.....	75
congress, election of representatives in.....	68
constitutional amendment, how voted on.....	71
convention, definition of and provisions respecting.....	69, 70
party may make regulations concerning manner of holding	70
councilors, election of.....	68
county officers, election of.....	68
court, general, election of representatives to.....	68
death of candidate for office.....	70
disabled voters, assistance to.....	76
election officers.....	73
duties of.....	73, 76
electors of president and vice-president, election of.....	68
fac-simile ballots.....	72
general court, election of representatives to.....	68
governor, election of.....	68
illiterate voters, assistance to.....	76
inspectors of election, appointment.....	73
duties	73-76
filling of vacancy.....	73
instruction, cards of, for voting, to be furnished.....	72
to be posted.....	73
majority, when not required.....	76
marking shelves or compartments.....	74
use of.....	75
mayor of city, nominations for.....	70
nomination, certificates of.....	69, 70
punishment for offenses respecting	77
of candidates.....	69, 70
officers of nation, state, county, town, and ward, election of..	68
papers, nomination.....	69, 70
punishment for offenses respecting.....	77
party, political, nominations by caucuses and conventions of..	69, 70
of candidates, designation of.....	71
petition, nomination by.....	69

Elections :	
plurality to elect certain officers.....	76
political party, <i>See</i> sub-head, party.	
polling places or booths.....	74
use of.....	75
presidential electors, election of.....	68
Public Statutes relating to, amended.....	77
representatives in congress, election of.....	68
representatives to the general court, election of.....	68
resignation of candidate for office.....	70
returns of votes.....	23
senators, election of.....	68
shelves for marking ballots.....	74
use of.....	75
tie vote, provisions in case of.....	76
town may adopt chap. 78.....	70
town officers, election of.....	68
voters, illiterate, blind or disabled, assistance to.....	76
when to be allowed to pass guard-rail.....	74
votes, <i>See</i> sub-head ballots.	
voting, manner of.....	74, 75
ward officers, election of.....	68
Electors of president and vice-president, election of.....	68
Electric companies:	
Bethlehem Electric Light Company, charter.....	206
Consolidated Light and Power Company, may sell out to United Gas and Electric Company.....	129
Conway Electric Light, Power, and Heat Company, charter..	138
Dalton Power Company, charter.....	179
Laconia Electric Lighting Company, additional powers.....	163
Mascoma Electric Light and Gas Company, charter amended	151
Light, Heat, and Power Company, charter amended	151
Merrimack River Heat, Light, and Power Company, charter..	165
Newfields Electric Light, Heat, and Power Company, charter	202
Newmarket Electric Light, Power, and Heat Company, charter revived	152
amended	160
Portsmouth Gas, Electric Light and Power Company.....	158
Gas-Light Company, name changed.....	158
United Gas and Electric Light Company, may buy out Consol- idated Light and Power Company, issue stock and bonds...	129
Whitefield Electric Light Company, charter.....	200
Winnepesaukee Gas and Electric Light Company, may sell out to Laconia Electric Lighting Company.....	165
Wolfeborough village fire precinct may have electric plant....	178
Electric poles, wires, etc., appeal from selectmen.....	17
assessment of damages.....	78
confirmation of locations.....	88
Endowment insurance policies not forfeited in certain cases....	35
surrender value.....	35
Episcopal, <i>See</i> Protestant Episcopal.	
Estates of persons deceased, executor or administrator may have execution on judgment in favor of deceased.....	36
notice and report of commis- sioner	24
Estes, James F., appropriation in favor of.....	110
Examination of physicians and surgeons.....	52
Examiners, medical.....	52
Exchange, bills of, no grace on.....	12
falling due Sunday or holiday, when payable	12
Execution, executor or administrator may have when plaintiff dies after judgment in his favor.....	36
Executor or administrator may take out execution on judgment in favor of deceased.....	36

Exemption from taxation granted to Hillsborough Bridge village fire precinct.....	145
New Hampshire College of Agriculture and the Me- chanic Arts.....	64
Woman's Hospital Aid Asso- ciation, of Concord.....	140
of F. E. Belden Mica Mining Co., legal- ized	186
John S. Davison, legalized.....	118
electric light plant in Franconia, legalized	207
Knights of Pythias building in Strat- ford, legalized.....	196
Monadnock House, legalized.....	141
FAC-SIMILE ballots.....	72
Fares on railroads, who may ride without paying.....	85
F. E. Belden Mica Mining Company, exemption from taxation legalized	186
Feet, articles likely to injure, not to be placed in highways, etc..	51
Fences, to be maintained about public burial places.....	50
Fifteen Mile Falls, dam at, authorized.....	180
Files of newspapers in state library.....	14
Fireman, disabled, may be pensioned.....	45
Fire district, Meredith village, may increase indebtedness.....	155
districts of Warner, contracts authorized.....	175
precinct, Bartlett village, establishment and acts legalized and powers granted.....	132
Center Harbor village, establishment and acts legalized	124
Hillsborough Bridge village, acts legalized and powers granted.....	143
Wolfeborough village, powers granted.....	178
precincts of Lebanon, contracts authorized.....	130
First Congregational Society in Derry, name changed to Cen- tral Congregational Society in Derry.....	181
First Congregational Society of Wilton, name changed to First Unitarian Congregational Society of Wilton Centre.....	161
First Unitarian Congregational Society of Wilton Centre.....	161
Fish and game :	
beaver protected.....	30
black game protected.....	5
Blue Mountain Forest Association exempted from chap. 10, so far as it relates to Corbin park.....	31
bounty on hawks repealed.....	7
brook trout in Pleasant pond (New London) and tributaries protected	29
fishing for, as a business, prohibited.....	35
capercailzie protected.....	5
caribou protected.....	8, 12, 31
collection of specimens for certain purposes permitted.....	9
commissioners may place screens in public waters.....	9
prohibit fishing through ice.....	46
deer, wild, protected.....	8, 12, 31
fishing prohibited in Gilman pond (Unity).....	77
Round pond (Barrington).....	59
regulated in Lake Wentworth and tributaries.....	23
through ice in certain waters prohibited for five years regulated	27
gray squirrels protected.....	46
grouse, sharp-tail, protected.....	8
hares protected.....	5
haws protected.....	8
hawks, repeal of bounty on.....	7
landlocked salmon protected in Pleasant pond (New London) and tributaries.....	29

Fish and game :	
land-locked salmon not protected in certain waters.....	9
moose protected	8, 12, 31
muskrats protected.....	8
pheasants protected.....	5
rabbits protected.....	8
salmon, landlocked, protected in Pleasant pond (New London) and tributaries.....	29
not protected in certain cases.....	9
screens in public waters.....	9
sharp-tail grouse protected.....	5
shelldrakes excepted from protection.....	8
specimens collection of, permitted for certain purposes.....	9
squirrels, gray, protected.....	8
traps, not to be set on others' land.....	43
trout, fishing for, as a business, prohibited, except in lakes not smaller than first Connecticut lake.....	35
(See also sub-head brook trout.)	
wild deer protected.....	8, 12, 31
Fish culture, state may take land, etc., for.....	26
Fishing, See Fish and game.	
Foresters of America, names of courts changed.....	118, 154
Fowler, G. W., appropriation in favor of.....	111
Franchise of railroad may be mortgaged to secure bonds.....	62
street railway may be mortgaged to secure bonds	63
Franconia, proceedings legalized.....	207
Free concerts, town may appropriate money for.....	22
French, John H., appropriation in favor of.....	109
Fur-bearing animals, See.....	43
GAME, See Fish and game.	
General court, election of representatives to.....	68
Geology and Atlas, Hitchcock's, exchange or presentation of thirty sets authorized.....	107
Gile pond (Sutton), fishing through ice prohibited for five years	27
Gillingham pond (Newbury), fishing through ice prohibited for five years.....	27
Gilman pond (Unity), fishing through ice prohibited for five years	27
and bathing prohibited.....	77
Glass, not to be placed in highways, etc.....	51
Glen Junction Transfer Company, charter.....	147
Godfrey, Orlando I., appropriation in favor of.....	111
Goodhue & Milton, appropriation in favor of.....	110
Gordon, Ralph W., appropriation in favor of.....	110
Governor, election of.....	68
Governor and council :	
duties with respect to insane asylum.....	83
loan	20
state prison.....	80
may condemn land for fish culture.....	26
exchange or present Hitchcock's Geology and Atlas.....	107
to appoint agent to direct expenditure of appropriation for bridge across Androscoggin river.....	106
agents for expending appropriations for Sunapee and Winnepesaukee lakes.....	104, 105
ballot-law commissioners and fix compensation..	70, 71
committee to direct expenditure of appropriation for buoys in Squam lake.....	105
medical examiners and may remove them.....	52, 53
direct expenditure for indexing records in office of secre- tary of state.....	104
of appropriation for highways....	102, 103 105
appropriation for New Hampshire National Guard	41
receive conveyances of property of New Hampshire Asylum for the Insane.....	94

Grace, none to be allowed on notes, etc.....	12
Grafton county, names changed by probate court.....	94
venue of actions, when one party is inhabitant of southern judicial district in.....	62
Granite Savings Bank of Milford, charter.....	187
Granite State Deaf Mute Mission, appropriation in favor of....	93
Gray squirrels protected.....	8
Greenville, appropriation for celebration of 25th anniversary legalized	184
Grouse, sharp-tail, protected.....	5
Guide-boards, penalty for town's failure to maintain.....	17
 HAMPSTEAD, fishing through ice prohibited for five years.....	27
Hares protected.....	8
Hartford Water Company, made a corporation of this state.....	130
may extend its works to West Leb- anon	130
Harvey pond (Northwood), fishing through ice prohibited for five years.....	27
Haunted pond (Francestown), fishing through ice prohibited for five years.....	27
Haverhill, high school district in, homestead of Moses F. Riley disannexed	206
Hawkers and peddlers, provisions as to licensing.....	65
Hawks, repeal of bounty on.....	7
Head, Orrin W., appropriation in favor of.....	110
Health, boards of, to be appointed.....	37
duties with respect to ice.....	82
state board of, secretary to be member of state board of charities and correction.....	88
Health officers replaced by boards of health.....	37
Highland lake (Andover), fishing through ice prohibited for five years	27
Highway agents, their construction and repair of roads and bridges to be under direction of selectmen.....	59
Highways, articles likely to injure not to be placed in.....	51
construction and repair of, to be under direction of selectmen	59
may be laid out for winter use.....	85
regulations concerning riding of bicycles and tri- cycles in.....	89
town may have trial by jury on assessment of dam- ages for land taken.....	15
appropriations for :	
Androscoggin river, west side of.....	100
bridge across Androscoggin river.....	106
Sawyer's river	103
Crotchet mountain road.....	105
Mascoma valley and Lyme highway.....	101
Miller park mountain road.....	105
Pinkham Notch road.....	101
road	101
Sandwich Notch road.....	100
Sugar Loaf road.....	100
Turnpike and Knochole roads.....	100
in Albany.....	100
Alexandria	100
Benton	100
Campton	100
Carroll	100
Dalton	101
Dixville	100
Dorchester	101
Dummer	101
Errol	101
Francestown	105

Highways, appropriations for, *continued*:

in Franconia	101
Groton	101
Hart's Location.....	103
Jackson	101
Millsfield	101
Peterborough	105
Pittsburg	100
Randolph	101
Sandwich	100
Stewartstown	101
Temple	105
Thornton	100
Warren	100
Wentworth's Location	101
Woodstock	100
from Breezy Point to North Woodstock.....	100
Crawford House to Fabyan House.....	100
Willey House.....	100
Errol to Wentworth's Location.....	101
first to second Connecticut lake.....	100
Great to Little Boar's Head.....	101
height of land in Franconia to Flume House..	101
Kendall's Mills to highway between Canaan	
and Dorchester.....	101
North Woodstock to Flume House.....	101
Warren	100
Stewartstown Hollow to Diamond Hollow...	101
Willey House to Bartlett line.....	100
Hill, James W., Company.....	117
Hillsborough Bridge village fire precinct, acts ratified.....	143
exempt from taxation.....	143
extension authorized..	143
water commissioners..	144
county, names changed by probate court.....	93
salary of solicitor.....	42
town of, fishing through ice prohibited for five	
years	27
Hitchcock's Geology and Atlas, exchange or presentation of	
thirty sets authorized.....	107
Holderness, vote legalized.....	118
Holt, Andy, appropriation in favor of.....	110
Home, Soldiers', appropriation in favor of.....	97
Horsecar companies, <i>See</i> Street railways.	
Horses, taxation of.....	34
Howard & Co., appropriation in favor of.....	110
Hudson pond (Washington), fishing through ice prohibited for	
five years.....	28
Hunt, Edward P., appropriation in favor of.....	110
Hunt, Woodbury E., appropriation in favor of.....	110
Huntoon, Charles T., appropriation in favor of.....	110
Hurd pond (Lempster), fishing through ice prohibited for five	
years	28
Ice, fishing through, prohibited for five years in certain waters	
provisions to protect against pollution.....	82
Illiterate voters, assistance to.....	76
Improvement of swamp lands by draining or filling for advance-	
ment of agriculture.....	91
Incorporations, <i>See</i> Corporations.	
Index to records in office of secretary of state, appropriation for	
Industrial school, state, appropriation for.....	107
Ingalls, Horace L., appropriation in favor of.....	110
Insane, New Hampshire Asylum for, <i>See</i> New Hampshire Asy-	
lum for the Insane.	
Insolvency, allowance to debtor.....	29
provision for unclaimed money in hands of assignee	10

Insolvent estates of persons deceased, notice and report of commissioner	24
Inspection of ballots.....	80
Inspection of state or county charitable or correctional institutions	88
Inspectors of election, appointment.....	73
duties	73-76
filling of vacancy.....	73
Instruction, cards of, for voting, to be furnished.....	72
to be posted.....	73
superintendent of public, <i>See</i> Superintendent of Public Instruction.	
Insurance commissioner may license New England Live Stock Insurance Co. and may revoke license.....	207, 209
companies, reduction of reserve fund of certain.....	32
policies, surrender value of.....	35
when not forfeited.....	35
Inventory of savings bank deposit, what to contain.....	51
Island pond (Stoddard), fishing through ice prohibited for five years	28
Itinerant vendors.....	38
JACKSON, special school district constituted.....	135
James W. Hill Company.....	117
Jenness pond (Northwood and Pittsfield), fishing through ice prohibited for five years.....	27
J. M. Stewart & Sons Co., appropriation in favor of.....	110
John B. Clarke Co., appropriation in favor of.....	110
Johnson, Fred L., appropriation in favor of.....	110
Joseph Freschl post, No. 94, G. A. R., Manchester may appropriate for rent of armory.....	125
Judge of probate for Rockingham county, salary raised.....	49
Judgment in police courts on default after notice.....	57
creditor dying, executor or administrator may have execution	36
Julian, George N., appropriation in favor of.....	98
KEARNS, James, appropriation in favor of.....	108
Keeler, J. E., appropriation in favor of.....	111
Keene, union school district of, exempted from chap. 65.....	58
Keyser lake (Sutton), fishing through ice prohibited for five years	27
Kingston, fishing through ice prohibited for five years, except in Great pond and Greenwood lake.....	27
LACONIA and Lake Village Water-Works, increase of stock authorized	150
name changed to Laconia Water Company	150
Electric Lighting Company, additional powers.....	163
Water Company.....	150
Lake Merriam (Brookfield), fishing through ice prohibited for five years.....	28
Squam, appropriation for buoys in.....	103
Sunapee, appropriation for lighting lighthouse on Loon island and for buoys.....	104
Wentworth, fishing regulated.....	23
Winnepesaukee, appropriation for buoys and lights in.....	101, 104
islands annexed	198
Lamb, William P., appropriation in favor of.....	110
Lancaster Academy may unite with union school district No. 1 of Lancaster.....	126
bonds authorized.....	127
union school district No. 1, Lancaster Academy may unite with.....	126

Lancaster, union school district No. 1, may issue bonds.....	154
take land	155
Land, how state may take, for purposes of fish culture.....	26
Landlocked salmon not protected in certain cases.....	9
protected in Pleasant pond (New London) and tributaries.....	29
Larkin, Josephine C., appropriation in favor of.....	110
Laws, <i>See</i> Public Statutes and Session Laws.	
Lebanon, town or precincts may contract with Hartford Water Company	130
Legislature, election of representatives to general court and of senators	68
Library of state prison, appropriation for.....	80
state, administration of.....	14
expenditure limited.....	14
sale of revised register of soldiers and sailors of New Hampshire in the War of the Rebellion..	95
shelving and furniture to be deemed incidentals of (<i>See also</i> Somersworth.)	14
License fees for billiard or pool tables or bowling alleys of sum- mer hotels, etc.....	32
Licenses of hawkers and peddlers.....	65
insurance companies.....	32
itinerant vendors.....	38
physicians and surgeons.....	52
Lien for charges of officer taking animal.....	21
sawing lumber.....	7
Life insurance policies not forfeited in certain cases.....	35
surrender value of.....	35
Lisbon, establishment of police court legalized.....	194
salaries and fees of justices.....	194
Little pond (Northwood or vicinity), fishing through ice pro- hibited for five years.....	27
Livermore, line between it and Bartlett established.....	123
Loan for use of state.....	20
Locations of electric lines, confirmation of.....	88
Londonderry, election legalized.....	119
fishing through ice prohibited for five years in all ponds	28
Long pond (Lempster, Northwood, Stoddard), fishing through ice prohibited for five years.....	27
Loon island, appropriation for lighting lighthouse on.....	104
Louis Bell post, No. 3, G. A. R., Manchester may appropriate for rent of armory.....	125
Lowell & Suburban Street Railway Company may take lease of Nashua Street Railway.....	167
Lumber, lien for sawing.....	7
Lunacy, commission of, limitation of expense of persons sup- ported at New Hampshire Asylum for the Insane by order of..	90
McCOLLOM Institute, trustees of, charter.....	176
Majority, when not required.....	76
Manchester Bank, charter amended.....	172
Children's Home, charter.....	157
city of, appropriation for rent of armories of G. A. R. posts.....	125
semi-centennial celebra- tion	117
charter amended.....	196
election and term of officers.....	172
fees to be paid to.....	204
re-funding authorized.....	120
water-loan bonds.....	120
Sash & Blind Company.....	123
Marking shelves or compartments, for voting.....	74
use of.....	75

Marriage notices of non-residents.....	18
Marshall pond (Unity), fishing through ice prohibited for five years	23
Mascoma Electric Light and Gas Company, charter amended...	151
Light, Heat, and Power Company, charter amended..	151
Masonic Orphans' Home, charter amended.....	145
Mayor of city may grant permits for riding of bicycles at any speed, under certain circumstances.....	90
nominations for.....	70
M. D., title of, not to be used without authority.....	52
Medical examiners.....	52
Memorial Day, patriotic exercises in schools may be any day in week of.....	16
Meredith village fire district may increase amount of bonds....	155
Merriam lake, fishing through ice prohibited for five years....	28
Merrimack county, names changed by probate court.....	93
River Heat, Light, and Power Company, charter.....	165
Metcalf, H. H., appropriation in favor of.....	111
Miles, Edward L., appropriation in favor of.....	106
Militia, appropriation for.....	41
Miller, John R., appropriation in favor of.....	110
Minor children, adoption of, in certain cases.....	88
support of, at county almshouses.....	87
to be provided with homes.....	87
Moderator of school district, plurality elects.....	61
Monadnock House, exemption from taxation legalized.....	141
Money in hands of trustee or assignee in insolvency and unclaimed, provision for.....	10
Monroe, part of Bath annexed to.....	137
Moose protected.....	8, 12, 31
Morrison, Susie R., appropriation in favor of.....	111
Mortgages, railroad may make to secure bonds.....	62
street railway may make to secure bonds.....	63
Moses, G. H., appropriation in favor of.....	111
Mud pond (Stoddard), fishing through ice prohibited for five years	28
Mules, taxation of.....	34
Muskrats protected.....	8
NAILS or tacks not to be placed in highways, etc.....	51
Names changed :	
Austin, Flint & Day Company to Manchester Sash & Blind Company	128
by courts of probate.....	92
Court Concord, No. 7400, Ancient Order Foresters of America, to Court Concord, No. 4, Foresters of America.....	118
Court Rockingham, No. 7539, Ancient Order Foresters of America, to Court Rockingham, No. 6, Foresters of America.....	154
First Congregational Society in Derry to The Central Congregational Society in Derry.....	181
First Congregational Society of Wilton to First Unitarian Congregational Society of Wilton Center.....	161
Laconia and Lake Village Water-Works to Laconia Water Company	150
Portsmouth Gas-Light Company to The Portsmouth Gas, Electric Light and Power Company.....	158
Weston & Hill Company to James W. Hill Company.....	117
Nashua, charter amended.....	177, 195
Street Railway may lease to Lowell & Suburban Street Railway Co., and part of location may be abandoned	167
suburban cemeteries, trustees for.....	191
Telegraph Publishing Co., appropriation in favor of..	110
Nason, Edward M., appropriation in favor of.....	111
National Guard, appropriation for.....	41
Neat stock, taxation of.....	34
Newbury, sanitary district in.....	13

New England Live Stock Insurance Company :	
license to do business in this state may be granted.....	207
revocation of license.....	208
shall deposit certain funds.....	207
Newfields may contract with Newfields Electric Light, Heat, and Power Co.....	202
Electric Light, Heat, and Power Company, charter..	202
New Hampshire Asylum for the Insane :	
auditing of trustees' accounts.....	83
conveyances to be made to state.....	99
investments and changes to be approved by governor and coun- cil	83
limitation of expense for persons removed by commission of lunacy	90
plans and estimates to be approved by governor and council..	83
title to property.....	99
New Hampshire Bible Society, charter amended.....	146
New Hampshire College of Agriculture and the Mechanic Arts :	
appropriations in favor of.....	96, 97
exempt from taxation.....	64
New Hampshire Democratic Press Co., appropriation in favor of	110
National Guard, appropriation for.....	41
Newmarket Electric Light, Power, and Heat Company :	
charter revived.....	152
amended	160
Newspaper files in state library.....	14
Newton, fishing through ice prohibited for five years.....	27
Nichols, John J., appropriation in favor of.....	110
Nomination, certificates of.....	69, 70
punishment for offenses respecting..	77
papers	69, 70
punishment for offenses respecting.....	77
Nominations of candidates for office.....	69, 70
Normal school, appropriation for.....	103
North Woodstock Water Company, charter.....	169
Notes, promissory, no grace on.....	12
falling due Sunday or holiday, when payable	12
Notice of actions in police courts.....	57
ODLIN John W., appropriation in favor of.....	110
Office, tenure of, of railroad police officers.....	6
special police officers.....	63
Officers of nation, state, county, town, and ward, election of....	68
O'Malley, Michael, appropriation in favor of.....	108
Ordinances respecting use of bicycles, city has no power to pass	90
Orphans' Home at Concord, charter amended.....	171
Otter pond (Sunapee and New London), fishing through ice pro- hibited for five years.....	28
Overseers of the poor, duties with respect to minor children....	87
Oxen, taxation of.....	34
PAMPHLET Laws, <i>See</i> Session Laws.	
Papers, nomination.....	69, 70
punishment for offenses respecting.....	77
Parks of railroads and street railways.....	44
regulations concerning riding of bicycles in.....	89
Party, political, nominations by caucuses and conventions of..	69, 70
of candidates, designation of, on ballots.....	71
Passes for travel on railroad.....	85
Pauper settlement in town not valid unless wholly gained within ten years.....	28
Paupers, expense of state for, at New Hampshire Asylum for the Insane, limited.....	90
Pearson, H. C., appropriation in favor of.....	111
Peddlers, provisions as to licensing.....	63

Pension of disabled fireman.....	45
Peterborough & Shirley Railroad, repeal of act for special commissioner	48
Petition, nomination by.....	69
Phalen, Frank L., appropriation in favor of.....	110
Pheasants protected.....	5
Physicians, licensing and registration of.....	52
provisions as to obtaining bodies to use for advancement of anatomical science.....	25
Pierce, George R., appropriation in favor of.....	110
Place, George A., appropriation in favor of.....	110
Plaistow, fishing through ice prohibited for five years.....	27
Pleasant pond (Francestown), fishing through ice prohibited for five years.....	27
(New London), landlocked salmon, brook trout, and aureolus protected.....	29
Plummer, Edward, appropriation in favor of.....	110
Plurality to elect in certain cases.....	76
Poles of electric companies, appeal from selectmen.....	10
assessment of damages therefrom..	78
confirmation of locations.....	88
Police courts, jurisdiction of.....	21
judgment on default after notice.....	57
notice of actions.....	57
officers, railroad, to hold till appointment revoked.....	6
special, tenure of office.....	63
Political party, nominations by caucuses and conventions of... 69,	70
of candidates, designation of, on ballots.....	71
Polling places or booths, for voting.....	74
use of.....	75
Pollution of sources of ice supply, protection against.....	82
Pool tables, license fee for summer hotels, etc.....	32
Policies, <i>See</i> Insurance.	
Poor, overseers of the, duties with respect to minor children...	87
Portsmouth, hours of check-list sessions.....	159
may take Puddle Dock.....	162
Gas, Electric Light and Power Company.....	153
Gas-Light Company, name changed to Portsmouth Gas, Electric Light and Power Company.....	153
charter amended.....	158
Precinct, <i>See</i> Fire precinct.	
Presidential electors, election of.....	68
Presler A. W., appropriation in favor of.....	110
Prison, <i>See</i> State prison.	
Probate court, disposition of unclaimed money.....	10
to be held at Sanbornville.....	16
judge of, Rockingham county, salary raised.....	49
register of, Rockingham county, salary raised.....	49
(<i>See also</i> Insolvency, insolvent estates.)	
Promissory notes, no grace on.....	12
falling due Sunday or holiday, when payable	12
Protestant Episcopal Church in New Hampshire, charter amended	134
Province lake (Effingham), fishing through ice prohibited for five years.....	28
Provincial records of courts to be kept in state library.....	47
Public places, articles likely to injure feet not to be placed in..	51
schools, <i>See</i> School.	
Public Statutes amended, etc.:	
chapter 5, section 1, publication of Session Laws.....	81
10, section 33, expense of paupers removed to insane asylum	90
21, section 4, boundary line between Belknap and Carroll counties.....	197
23, section 25, check-list sessions in Portsmouth....	159

Public Statutes amended, etc., *continued*:

chapter 24, sections 10-12, county auditors.....	84
25, section 4, returns of votes.....	23
33, elections	77
34, sections 15, 16, preservation and inspection of bal- lots	80
35, section 2, return of votes.....	23
36, section 4, 7, return of votes.....	23
37, section 2, return of votes.....	23
38, section 2, return of votes.....	23
40, section 4, objects for which town may appropriate money	22
43, sections 25, 40, health officers.....	37
55, section 7, divisions 8, 9, taxation.....	34
67, highways for winter use.....	85
68, section 10, town may have jury trial on damages by laying out of highway.....	15
73, highway agents.....	59
78, section 2, guideboards.....	17
81, section 6, damages from electric wires or poles....	78
81, section 9, location of electric lines.....	17
81, section 18, confirmation of electric locations.....	88
83, section 6, pauper settlements.....	28
86, aid to indigent deaf and dumb persons.....	98
90, section 15, school district elections.....	61
91, schoolhouses	58
109, section 1, swamp lands.....	91
114, licenses of billiard tables, etc.....	32
130, sections 4, 5, closing of waters against fishing....	46
130, section 16, screens in public waters.....	9
131, sections 1, 3, 4, 5, game laws, quadrupeds.....	8
132, sections 2, 9, game laws, birds.....	8, 9
133, section 4, game laws, birds.....	9
136, sections 1, 3, 4, advancement of anatomical science	24, 25
156, section 4, capital of railroads.....	60
46, railroad bonds and mortgages.....	62
160, section 5, free transportation by railroad.....	85
29, railroad police officers.....	6
162, sections 8, 9, reports to and by bank commissioners	67
174, section 5, marriage notices.....	18
183, section 1, residence of register of probate.....	11
184, section 4, places for holding probate courts.....	16
189, section 1, inventory of savings bank deposit.....	51
192, section 2, insolvent commissioner's notice and re- port	24
201, section 28, allowance to insolvent debtor.....	29
202, days of grace, etc.....	12
222, sections 4, 5, notice and proceedings in police court	57
248, section 8, jurisdiction of police courts.....	21
249, section 1, special police officers.....	63
267, sections 2, 3, 9, cruelty to animals.....	21
278, section 15, age of consent.....	30
286, sections 14, 15, salaries.....	49
section 17, salary.....	42
Puddle Dock declared a nuisance.....	162
may be taken by Portsmouth.....	162
RABBITS protected.....	8
Raccoons protected.....	8
Railroad commissioners, duties with respect to increase of stock or bonds.....	19
repeal of acts providing for special....	48
parks	44
police officers to hold till appointment revoked.....	6
stocks and bonds provisions as to increase of.....	19
Railroads, capital of, reduction of requisite amount.....	60
may make mortgages to secure bonds.....	62

Railroads, passes on.....	85
(See street railways.)	
Records in office of secretary of state, appropriation for indexing	104
of provincial courts to be kept in state library.....	47
Regents of state boards of medical examiners.....	52
Register of probate, residence of.....	11
Rockingham county, salary raised.....	49
soldiers and sailors of New Hampshire in War of Rebellion, sale of.....	95
Registration of physicians and surgeons.....	52
Repairs of state prison, appropriation for.....	81
Reporter, state, duties with respect to publication of laws and compensation therefor.....	81
Reports of bank commissioners.....	67
county auditors.....	84
departments	14
medical examiners.....	54, 55
treasurers of institutions under bank commissioners	67
Representatives in congress, election of.....	63
to the general court, election of.....	68
Republican Press Association, appropriation in favor of.....	110
Resignation of candidate for office.....	70
Return of votes.....	23
Richardson, Fred P., appropriation in favor of.....	110
Richmond, Edwin F., appropriation in favor of.....	108
Riley, Moses F., homestead annexed to union school district in Bath	206
Roads, See Highways.	
Robie, Calvin, appropriation in favor of.....	110
Robinson, A. H., appropriation in favor of.....	111
Rochester, charter amended.....	182
may extend water pipes to Lebanon, Maine.....	184
Rockingham county, names changed by probate court.....	92
salary of judge and register of probate..	49
Round pond (Barrington), fishing and bathing prohibited.....	59
Rumney, vote legalized.....	186
SAILORS may buy revised register of soldiers and sailors of New Hampshire in War of Rebellion for three dollars.....	95
Salaries of judge and register of probate, Rockingham county..	49
solicitor, Hillsborough county.....	42
Salem, fishing through ice prohibited for five years.....	27
Sales by hawkers and peddlers.....	65
itinerant vendors.....	38, 40
Salmon, landlocked, not protected in certain cases.....	9
protected in Pleasant pond (New London) and tributaries	29
Sanborn's pond (Gilmanton), fishing through ice prohibited for five years.....	27
Sanbornville, probate court to be held at.....	16
Sandown, fishing through ice prohibited for five years.....	27
Sanitary district in Newbury established.....	13
Savings bank, bond of treasurer, if also cashier of national bank deposits, how to be inventoried by administrator	51
charters :	
Cheshire County Savings Bank of Keene.....	189
Granite Savings Bank of Milford.....	187
Sawing lumber, lien for.....	7
School board, majority required to elect.....	61
in city, powers with respect to schoolhouses and lots	58
district, union, in Bath, homestead annexed.....	206
No. 20, in Concord, boundary of street lighting precinct	134
homestead annexed.....	153

School district, union, of Concord, exempt from chap. 65....	58
homestead disannexed....	206
No. 1, in Jackson, made a special school district	135
union, of Keene, exempt from chap. 65.....	58
union, No. 1, of Lancaster, Lancaster Academy	
may unite with..	126
powers granted....	154
districts, collection of taxes in part of another town an-	
nexed for school purposes.....	24
elections in.....	61
special, exempt from Laws 1893, chap. 72, sect. 6	24
house lot in city to be selected and purchased by school	
board after appropriation by city councils.....	53
plans for erection or alteration in city to be ap-	
proved by school board.....	58
state industrial, appropriation for.....	107
normal, appropriation for.....	103
Schools, public, patriotic exercises to be held during week in	
which Memorial Day falls.....	16
Science, anatomical, amendment of laws for advancement of....	25
Secretary of state :	
appropriation for indexing records in office of.....	104
duties with respect to elections.....	69-73, 79, 80
licenses to hawkers and peddlers.....	65, 66
itinerant vendors.....	38-41
Second Orthodox Congregational Society of Nashua, charter...	163
Selectmen, construction and repair of highways and bridges to	
be under direction of.....	59
may accept and protect trees.....	36
grant permits for riding of bicycles at any	
speed under certain circumstances.....	90
to fence public burial places.....	50
Senators, election of.....	68
Service of writs of police courts.....	57
Session laws, publication of.....	81
Session Laws amended, etc.:	
1812, December 1, New Hampshire Bible Society.....	146
1826, June 24, Baptist Convention of the State of New Hamp-	
shire	140
1841, chapter 6 (private), section 3, special railroad commis-	
sioner	48
1846, July 10, trustees of Protestant Episcopal Church in New	
Hampshire	134
1850, chapter 1045, Portsmouth Gas Light Company.....	153
1051, trustees of McCollom Institute.....	176
1853, chapter 1404, Nashua.....	177
section 27, Nashua.....	195
1858, chapter 2161, section 5, special railroad commissioner...	48
1874, chapter 168, Orphans' Home at Concord.....	171
1876, chapter 137, school district No. 20 street lighting pre-	
cinct in Concord.....	134
1881, chapter 225, Manchester Bank.....	172
242, water-works in Rochester.....	184
1883, chapter 86, indexing records in office of secretary of state	104
1883, chapter 194, Masonic Orphans' Home.....	145
240, Laconia & Lake Village Water-Works....	150
1885, chapter 177, American Typographic Company.....	146
1887, chapter 247, Portsmouth Gas-Light Company.....	158
1889, chapter 5, lease, union, or purchase of railroad.....	20
196, Consolidated Light and Power Company....	129
1891, chapters 3, 4, increase of capital by certain railroads...	20
chapter 7, sections 6, 8, department reports and files of	
newspapers	14
241, section 14, salary of mayor of Rochester....	182
sections 20-22, schools in Rochester.....	182

Session Laws, etc., *continued*:

1891, chapter 263, section 1, water-works in Rochester.....	184
282, Newmarket Electric Light, Power, and Heat Company	152, 160
288, section 1, Mascoma Light, Heat, and Power Company	151
1893, chapter 8, third judicial district in county of Grafton...	62
14, section 1, disposition of unclaimed money on settlement of estates.....	10
28, bounty on hawks.....	7
29, section 3, construction and repair of highways	59
72, section 6, parts of towns annexed to adjoining towns for school purposes.....	24
67, section 8, administrator's inventory of savings bank deposit.....	51
171, section 2, wards of Somersworth.....	121
177, Consolidated Light and Power Company.....	129
231, section 6, Meredith village fire district.....	153
285, section 6, street commissioners in Nashua..	193
1895, chapter 1, section 2, voluntary corporations.....	42
13, section 1, patriotic exercises in schools.....	16
24, section 5, state library.....	14
27, section 3, street railways.....	48
43, municipal bonds act.....	127
80, building and loan associations.....	50
81, section 1, casualty insurance companies.....	32
85, ornamental and shade trees in highways....	86
101, section 1, taxation.....	34
114, section 2, bond of treasurer of savings bank..	61
116, sections 1, 3, 8, education and maintenance of dependent minor children.....	87
117, jurisdiction of police courts.....	21
152, bridge across Sawyer's river.....	103
183, section 24, check-list sessions in Portsmouth	159
204, section 14, water-works in Chester.....	194
222, Mascoma Light, Heat, and Power Company..	151
241, section 1, park commissioners in Nashua....	177
1897, chapter 10, moose, caribou, and deer.....	31
Settlement of probate accounts, disposition of unclaimed money	10
Settlement of pauper in town invalid unless wholly gained within ten years.....	23
Sewage, protection against, in sources of ice supply	32
Shade trees in highways, appropriation for protection of.....	86
Sharp-tail grouse protected.....	5
Sheldrakes not protected.....	8
Shelves for marking ballots.....	74
use of	75
Sherburne, Horace B., appropriation in favor of.....	110
Sidewalks, bicycles and tricycles not to be ridden on.....	89
definition of, for purposes of act.....	89
what may be included within act, if notice posted....	89
Silsby & Son, appropriation in favor of.....	110
Silver Lake Reservoir Company, charter.....	173
Smith's pond, fishing regulated.....	23
Society for the care of the South Cemetery in Portsmouth, N. H., charter	185
Societies for the prevention of cruelty to animals, agents may be authorized to make arrests.....	22
Soldiers may buy revised register of soldiers and sailors of New Hampshire in the War of the Rebellion for three dollars.....	95
Soldiers' Home fund.....	97
Solicitor of Hillsborough county, salary raised.....	42
Somersworth, library.....	121
wards changed.....	121
Southern judicial district of Grafton county, venue when one party is inhabitant of.....	62
Special police officers, tenure of office.....	63

Special railroad commissioners, repeal of acts providing for....	48
school districts exempt from Laws 1893, chapter 72, section 6.....	24
Specimens, collecting of for certain purposes permitted, under fish and game laws	9
Squam lake, appropriations for buoys in.....	105
Squares, regulation concerning riding of bicycles and tricycles in	89
Squaw cove (Sandwich), fishing through ice prohibited for five years	28
Squirrels, gray, protected.....	8
Stacy pond (Stoddard), fishing through ice prohibited for five years	28
Stark Mills, charter amended.....	203
State board of charities and correction, duties and powers with respect to minor children and their adoption	87, 88
inspection of institutions	88
secretary of state board of health to be a member	88
health, secretary to be a member of state board of charities and correction.....	88
boards of medical examiners.....	52
campground, appropriation for.....	41
industrial school, appropriation for.....	107
institutions, charitable and correctional, inspection of....	88
library, administration of.....	14
expenditure limited	14
sale of revised register of soldiers and sailors of New Hampshire in the War of the Rebellion	95
shelving and furniture to be deemed incidentals of.....	14
licenses of hawkers and peddlers.....	62
itinerant vendors.....	35
physicians and surgeons.....	52
loan	20
may take land for purposes of fish culture.....	26
normal school, appropriation for.....	103
prison, appropriation for library	80
repairs	81
salary of chaplain.....	80
provision for deficiency of income.....	80
reporter, duties with respect to publication of laws and compensation therefor.....	81
secretary of, <i>See</i> Secretary of state.	
tax, assessment and collection of, for 1898 and 1899.....	78
treasurer relieved.....	33
duties with respect to unclaimed money.....	10
Statutes, <i>See</i> Public Statutes amended, Session Laws amended.	
Stearns, Henry B., appropriation in favor of.....	110
Stewart, J. M., & Sons Co., appropriation in favor of.....	110
Stock, increase of, by railroads.....	19
neat, taxation of.....	34
trespassing in public burial places, owner liable.....	50
Strafford county, names changed by probate court.....	92
Stratford, vote legalized.....	199
Street railway companies may make mortgage to secure bonds..	63
parks	44
capital of.....	48
Streets, articles likely to injure feet not to be placed in.....	51
regulations concerning riding of bicycles and tricycles in	89
Sullivan county, names changed by probate court.....	94
Sunapee lake, appropriation for lighting lighthouse on Loon island and for buoys.....	104

Suncook pond (Northwood), fishing through ice prohibited for five years.....	27
Superintendent of county farm, auditing of accounts of.....	84
public instruction to be regent of state board of medical examiners.....	53
Supreme court to appoint county auditors.....	84
venue when one party is inhabitant of southern judicial district of Grafton county.....	62
Surgeons, licensing and registration of.....	52
provisions as to obtaining bodies to use for advancement of science.....	25
Survival of actions.....	36
Swamp land, draining or filling of, for advancement of agriculture	91
TACKS or nails ,not to be placed in highways, etc.....	51
Tax, state, assessment and collection of, for 1898 and 1899.....	73
Taxation of horses, asses, mules, oxen, cows, and other neat stock	34
(See Exemption.)	
Taxes, collection of, for school purposes, in part of town annexed to school district in another town.....	24
Telegraph lines, appeal from selectmen's decision.....	17
assessment of damages.....	78
confirmation of locations.....	88
Telephone lines, appeal from selectmen's decision.....	17
assessment of damages.....	78
confirmation of locations.....	88
Tenure of office of railroad police officers.....	6
special police officers.....	63
Tie vote, provision in case of.....	76
Times Publishing Co., appropriation in favor of.....	110
Tires, rubber, injurious articles not to be placed in highways, etc.	51
Todd's pond (Bradford and Newbury), fishing through ice prohibited for five years.....	27
Torr, Charles W., appropriation in favor of.....	110
Town boards of health.....	37
failure to maintain guide-boards.....	17
limitation of right to make by-law or regulation respecting use of bicycles and tricycles.....	90
license fees of hawkers and peddlers.....	66
itinerant vendors.....	39
may adopt chap. 78 (relating to caucuses and elections)..	70
be trustee of cemetery.....	10
object to commissioners' award of highway damages and have trial by jury.....	15
pension disabled fireman.....	45
not liable for support of pauper, unless settlement wholly gained within ten years.....	28
officers, election of.....	68
selectmen may accept and protect trees.....	36
of Bartlett, line between it and Livermore.....	128
Bath, part annexed to Monroe.....	137
Berlin incorporated as a city.....	112
Dalton, election legalized.....	119
Dunbarton, election and votes legalized.....	199
Franconia, proceedings legalized.....	207
Greenville, appropriation legalized.....	184
Holderness, vote legalized.....	118
Lebanon, contract authorized.....	130
Lisbon, police court.....	194
Livermore, line between it and Bartlett.....	128
Londonderry, election legalized.....	119
Monroe, part of Bath annexed.....	137
Newbury, sanitary district in.....	13

Town of Newfields, contract authorized.....	202
Rumney, vote legalized.....	186
Stratford, vote legalized.....	199
Warner, contract authorized.....	175
Waterville, school money.....	143
Whitefield, contract authorized.....	200
Woodstock, contract authorized.....	170
For provisions about fishing through the ice in speci- fied towns, <i>See</i>	27
Traps not to be set on others' land.....	43
Treasurer of county, auditing of accounts.....	34
savings bank, bond of, if also cashier of national bank	61
school district, majority required to elect.....	61
Trees, ornamental and shade, appropriation for protection of..	86
selectmen may accept and protect.....	36
Tricycles, use regulated.....	89
Trout protected.....	35
in Pleasant pond (New London) and tributaries	29
Trustee of cemetery, town or city may be.....	10
unclaimed money in hands of.....	10
Trustees of McCollom Institute, charter.....	176
the Protestant Episcopal Church in New Hamp- shire, charter amended.....	134
UNCLAIMED money in hands of trustee or assignee in insolvency	10
Union Publishing Co., appropriation in favor of.....	110
school district No. 1 of Lancaster, Lancaster Academy may unite with..	126
may issue bonds.	154
take land...	155
of Concord exempted from chap. 65.....	58
Keene exempted from chap. 65.....	58
United Gas and Electric Company may buy out Consolidated Light and Power Company, issue stock and bonds.....	129
VENDORS, itinerant	38
Venue, when party is inhabitant of southern judicial district of Grafton county.....	62
Voluntary corporations, <i>See</i> Corporations.	
Voters, illiterate, blind, or disabled, assistance to.....	76
what, to be allowed within guard-rail.....	74
(<i>See</i> Elections.)	
Votes, <i>See</i> Ballots, Elections.	
return of.....	23
Voting, manner of.....	74, 75
WARD officers, election of.....	68
selectmen may accept and protect trees.....	36
Warner or fire districts may contract with Silver Lake Reservoir Co.	175
Water companies, precincts, etc.:	
Bartlett village fire precinct.....	132
Water Company.....	132
Claremont Water-Works Company.....	156
Colebrook Water Company, charter.....	148
Hartford Water Company.....	130
Laconia & Lake Village Water Works.....	150
Water Company	150
Meredith village fire district.....	155
North Woodstock Water Company, charter...	169
Rochester	184
Silver Lake Reservoir Company, charter....	173
from which ice is taken, protection of.....	842
rights, state may take for purposes of fish culture.....	26
Waters, public, placing of screens in.....	9

Waterville, need not assess school money when no resident scholars	143
Webster lake, fishing through ice prohibited for five years.....	27
Welch, Laura J., appropriation in favor of.....	110
Wentworth lake, fishing prohibited.....	23
West Derry Sewerage Association, charter.....	141
Weston & Hill Company, name changed to James W. Hill Company	117
Whitcomb, William F., appropriation in favor of.....	110
Whitefield Electric Light Company, charter.....	200
may contract with Whitefield Electric Light Co.....	200
Wild deer protected.....	8, 12, 31
Willey, John H., appropriation in favor of.....	110
Willoughby, James H., appropriation in favor of.....	109
Windham, fishing through ice prohibited for five years.....	27
Winnepesaukee Gas and Electric Light Company, Laconia Electric Lighting Co. may buy out.....	165
lake, appropriation for buoys and lights in.....	101, 105
islands annexed.....	198
river, fishing through ice in certain waters connected with, prohibited for five years.....	27
Winter highway may be laid out.....	85
Wires of electric companies, appeal from selectmen's decision..	17
assessment of damages.....	78
confirmation of locations.....	88
Wolfeborough village, fire precinct of, may furnish electric lights	178
raise or borrow money	179
Woman's Hospital Aid Association of Concord, property exempt from taxation.....	140
Women, age of consent raised.....	31
Woodstock may contract with North Woodstock Water Co. or lease or buy works.....	170
Woodward, John, appropriation in favor of.....	110
Writs in police court, service of.....	57

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